Minutes of the Board of Equalization Meeting held on August 01, 2018
at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13,
Conejos, CO 81129

Call the meeting to order

Chrmn. Jarvies called the meeting to order at 9:15 AM.

Members present: Mitchell Jarvies - Chairman
Steve McCarroll - Vice Chair
John Sandoval - Absent
Tressesa Martinez - County Admn. - Absent

Also present were Nick Sarmiento - County Attorney, Naomi Keys, County
Assessor, and AnnaBelle Gomez - Deputy Clerk.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the pledge of
allegiance.

Prayer: Chrmn. Jarvies gave the opening prayer.

Approval of Agenda

Motion to approve the agenda as presented: Comm. McCarroll/Second:
Chrmn. Jarvies

2-0 Motion carried unanimously.

Wade and Elizabeth Payne - Protest - Schedule No. 556335201101

Wade and Elizabeth Payne, Schedule # 556335201101, Legal Description:
Alamosa River Estates Block A Lot 101

Naomi - County Assessor that this protest is for Wade and Elizabeth
Payne and Tressesa, County Admn. Tressesa sent them the data.

Naomi presented the following: Stated that the concern seems to be the
increase in taxes, which you cannot protest your tax amount, only the
valuation of property or the classification of property.

It seems to me that the biggest complaint is the increase in taxes and
that is because we increased the values of the waterfront lots from
$2,500 to $5,000 because we finally had some arms-length transactions
to make adjustments to the value of the properties in Alamosa River
Estates. The increase from $2500 to $5000 increased the tax from $43.68 to $87.10, talked about the aerial photo; mentioned that the values will probably have to be increased for their re-valuation.

The classification of property as vacant land is correct and I believe there is no argument there. The value of the property is based on sales prior to June 30, 2016. From January 1, 2013 to June 30, 2106 we have 10 sales in Alamosa River Estates. The sales vary in price from $2,647 in Block C to $85000 in Block B on the river. In reviewing the sales in the subdivision the mean ratio is 85.98, which is low. In their compliance statute they have to be between 95 and 105. Our COD is where it needs to be below 20.99% which means that we should actually raise those values of the riverfront lots to somewhere closer to the value of the sales that are appearing during the sales period specified. I show on my printout that if I raise the values of the riverfront lots to $7,000 (from $5,000) the mean ratio goes to 96.67 which is what they will have to probably do next year and the COD goes to 15.39 which means the values are even tighter. I understand that the property is close proximity to lot 101 has those abandoned trailers on them, however, we have compensated for that by not increasing the values to the $8500 which the majority of sales were at.

Mr. & Mrs. Payne protested the property valuation last year as well and were sent a letter explaining the increase in value was due to the sales that we are showing you on the enclosed documents.

We feel that the value should remain the same this year as we may have to increase the value for 2019 tax year due to sales in the area.

Naomi- County Attorney stated that sales from Great Plains are at a higher price because they give them a contracted deed, they let them pay it off at a certain amount of time.

Chrmn. Jarvies stated that for record Mr. and Mrs. Payne are not present; what they sent is part of the package.

Naomi stated that they are complaining about the two abandoned RV’s; those have been there for quite some time, they think the RV’s might have just been dumped there; one of the sales they used is right next to those RV’s and two lots sold for $11,000.00.

Chrmn. Jarvies asked if there was any other comment for or against; closed the comment section and asked for a motion.
Motion to deny the request from Wade and Elizabeth Payne as presented by Naomi Keys- County Assessor/Comm. McCarrall/Second: Chrmmn. Jarvies

2-0 Motion carried.

There being no further business to come before the board, Chrmmn. Jarvies declared the meeting adjourned.

ATTEST:  
NATHAN RUYBAL  
CLERK OF THE BOARD  

MITCHELL JARVIES  
CHRMMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Special Meeting held on August 29, 2018 in the Commissioners Board Room, 6683 County Rd 13, Conejos, Co. 81129

Call the meeting to order:

Chrmn. Jarvies called the meeting to order at 9:30 AM.

Members present were: Mitchell Jarvies- Chairman
Steve McCarroll- Vice-Chair
John Sandoval-Vice-Chair-Absent
Tressesa Martinez- County Admn.

Also present were Nick Sarmiento-County Attorney, Connie Ricci-HR, and AnnaBelle Gomez-Deputy Clerk.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the Pledge of Allegiance.

Prayer: Chrmn. Jarvies gave the opening prayer.

Approval of Agenda

Motion to approve the agenda with the addition of the clarification of the lease purchase agreement for the sheriff’s vehicles and notice of lawsuit: Comm. McCarroll/Second: Chrmn. Jarvies

Motion carried 2-0

Tressesa-County Admn- Correspondence

Tressesa presented the resolution approving the purchase of 3 new patrol trucks for the Sheriff’s Office and to enter into a lease purchase agreement with the Alamosa State Bank in amount of $98,539.08.

Comm. McCarroll asked if there would be a conflict of interest since his wife works at Alamosa State Bank.

Nick Sarmiento, County Attorney stated that there is no conflict with Comm. McCarroll entering into a lease agreement with the Alamosa State Bank since his wife is not part of that division; she is not a loan officer.
Motion to approve Resolution C-33-2018 A RESOLUTION APPROVING PURCHASE OF THREE NEW PATROL TRUCKS FOR THE SHERIFF’S OFFICE AND TO ENTER INTO A LEASE PURCHASE AGREEMENT: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried

**Nick Sarmiento-County Attorney**

Mr. Sarmiento stated that they got a notice of suit, Priscilla Vigil suffered injuries on March 23, 2018 on Hwy 142, she was air lifted out, there was a horse that got out into the highway, they are suing the Colo Dept of Transportation because they were not keeping the fences up; that’s how the horse got on to the road, it was Leonard Montoya’s horse; he will take the necessary steps with CTSI.

**Sheriff’s Policies**

Mr. Sarmiento stated that Chris Crown received a copy from Lexi Pool, he thinks they provide training as well as the policies but it is very expensive it is $10,000 per year per deputy, CTSI stated that they could just borrow their policies, he mentioned that they have always had CTSI and we really don’t have anyone that enforces the policies at the sheriff’s office, stated that even for a DUI we don’t have policies.

Tressesa, County Admn. stated that they have Connie-HR that is available to help with procedures.

Connie-HR stated that she looked on line and CTSI has a series of videos for sheriff’s departments specifically, it is about 30 videos.

Chrmn. Jarvies stated that it would be nice if they would work with CTSI.

Comm. McCarroll mentioned that it would be good to see the policies that CTSI and the Sheriff’s Association have.

Connie-HR stated that they have a defensive driving training that they want to give to the county; she asked what about some other classes but they don’t have a whole lot towards law enforcement.

Tressesa, County Admn. stated that they can probably reach out to other counties also and use their policies.

Chrmn. Jarvies asked about the e-mail from La Plata County.
Nick Sarmiento, County Attorney stated that they can off on it; but they are not paying.

**Amended Resolution**

Chrmn. Jarvies stated that the amounts for the vehicles on Resolution C-2018-33 were not correct so they are doing another resolution.

Motion to approve Resolution C-2018-34 A RESOLUTION AMENDING RESOLUTION C-33-2018 APPROVING PURCHASE OF THREE NEW PATROL TRUCKS FOR THE SHERIFF’S OFFICE AND TO ENTER INTO A LEASE PURCHASE AGREEMENT WITH ALAMOSA STATE BANK: Comm. McCarroll/Second: Chrmn. Jarvies (Complete resolution is recorded in the Clerk & Recorder’s Office)

2-0 Motion carried

Resolution C-2018-33 was nulled and voided.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned.

**ATTEST:**

NATHAN RUYBAL
CLERK OF THE BOARD

MITCHELL JARVIES
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners, Regular Meeting held on August 02, 2018 held at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO 81129

Call the Meeting to order

Chrmn. Jarvies called the meeting to order at 9:00 AM.

Members present were: Mitchell Jarvies- Chrmn. 
Steve McCarroll- Vice- Chair 
John Sandoval- Absent 
Tressesa Martinez- County Admn. 
AnnaBelle Gomez- Deputy Clerk & Rec.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the Pledge of Allegiance.


Approval of Agenda

Motion to approve the agenda as amended to include Nick Sarmiento/County Attorney at 10:45 AM: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

Approval of Minutes

Motion to approve the minutes of the July 16, 2018 Payroll Meeting and the July 24th Special Meeting: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 motion carried.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables: Comm. McCarroll/Second Chrmn. Jarvies

2-0 motion carried.

Public Comment: Senator Larry Crowder
Senator Crowder stated that he is here for a visit to see what is going on in the counties, the state is actually pretty quiet, commented that he was really impressed with the grand opening of the new library in Capulin, the enthusiasm was really good, mentioned the 96,000 DOLA grant which was sure the county was involved with, asked if they have anything that they have to address, right now they are working with a comparative for the District Attorney in the Rural/Frontier counties, they have a problem with the balance between the Public Defender’s Office and the D.A. which continually drains the small counties on their budgets so they are going to see what they can do address that; they are working with the D.A.’s office to see how they can approach this.

Senator Crowder mentioned the coffers at the state are doing real well, they do have a problem with the Gallagher Amendment, to straighten it out they will take the vote of the people because it is a constitutional issue, they can legislate a buyout, hopefully they can educate the public, vote wise it is going to be difficult, talked about the tax rate on homes which will continue to drop; would like to hear any issues he can assist in.

Comm. McCarroll brought up the issue of the new engineer septic systems in the State of Colorado which hurts a person that is already established, a person that is building they can incur that cost into their building but then you have elderly people that have to replace their septic system, if they are in a fixed income it just doesn’t work, that law may be great in the suburbs of Denver but in the poorer counties it hurts the people; this has been brought up to him.

Senator Crowder asked if this was something put by EPA, in rural Colorado we don’t feel that we are in violation, he struggles to comprehend why they did this in the first place, he will continue to fight against that, they put one rule for the entire state, mentioned that they just went through that with the landfills, talked about the Springfire where they obtained a waiver for anybody that was affected by the fire; stated that the problem is more broader, they have had those discussions a lot, they will continue to try and fight that; stated he has an open policy and thanked the board for their time.

**Tressesa Martinez - Correspondence**

Tressesa had no correspondence at this time.

**Resolution Number C-30-2018**
Tressesa, County Admn. stated that they need to withdraw Resolution C-2018-026, there were some things Nick Sarmiento, County Attorney wanted to delete and also things that have to be added on the 2.5% Sales Tax.


2-0 Motion carried.

Motion to approve Resolution C-31-2018 with the amendments that County Attorney Nick Sarmiento made concerning the Sales Tax: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

**Linda- Land Use -Second reading on Moratorium on Dog Kennels**

Chrmn. Jarvies opened up the Public Hearing concern the moratorium concerning dog kennels in Conejos County, this is the second reading, turned the time over to Linda-Land Use.

Linda- Land Use stated that this issue was brought up in regards to the three permits that were filed in the last year, the Planning Commission made a recommendation; she did visit with Mr. Sarmiento and he did say that what she needs to do is read the resolution which will summarize everything here, wants to let them know that Ms. Ramona Cisneros is here, she did present the documents to the board and there are two other documents that Ramona ask that she present to the board as well.

Chrmn. Jarvies stated that Linda will read the resolution and then take public comment.

Linda started out by reading Resolution 2018-21 it is as follows:

RESOLUTION NO.2018-21

OF THE

BOARD OF COUNTY COMMISSIONERS

OF CONEJOS COUNTY, COLORADO
A RESOLUTION IMPOSING A SIX MONTH MORATORIUM ON ALL LAND USE APPLICATIONS FOR SPECIAL USE PERMITS OF KENNELS, INCLUDING DOG KENNELS, WITHIN THE UNINCORPORATED BOUNDARIES OF CONEJOS COUNTY, COLORADO, TO ALLOW FOR A COMPREHENSIVE STUDY OF AND IMPLEMENTATION OF REGULATIONS FOR DOG KENNELS

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CONEJOS COUNTY, COLORADO:

WHEREAS, pursuant to section 29-20-104.5, C.R.S., the Board of County Commissioners of Conejos County, Colorado (hereinafter the “Board”), has the authority to regulate the use of land on the basis of the impact thereof on the community or surrounding areas and to plan for and regulate the use of land so as to provide planned and orderly use of land and protection of the environment in a manner consistent with constitutional rights; and

WHEREAS, the Planning Commission on June 5, 2018, recommended that the Board impose an interim zoning moratoria on applications for special use permits for dog kennels to investigate proper standards of approvals for dog kennels; and

WHEREAS, three dog breeding kennel applications have been processed by the land use office within the last year; and

WHEREAS, while the Conejos County Land Use Code did provide for special use permits for dog kennels, it did not provide specific regulation of the construction or operation of kennels or other dog breeding or boarding facilities within the County; and

WHEREAS, the Board is now aware that thousands of puppy mills exist all over the United States, and that regulations specific to dog breeding kennels are necessary to prevent the proliferation of puppy mills. The Board finds it is appropriate for the Board and the Planning Commission to review the standards under which large scale and/or commercial kennels or breeding facilities be permitted within the County; and

WHEREAS, the moratorium would allow the careful development of regulations pertaining to dog breeding kennels and would allow the issues surrounding dog breeding kennels to have the benefit of full public debate, at the same time protecting the County from approving special use permits prior to the formulation of new regulations which may be more restrictive; and
WHEREAS, the moratorium would further give notice to County landowners and allow them to participate in the debate as to what the new regulations should contain; and

WHEREAS, the Local Government Land Use Control Enabling Act authorizes the Board to impose temporary moratorium. See Droste v. Board of County Com'rs of County of Pitkin, 141 P.3d 852 (Colo. App. 2005), and

NOW, THEREFORE, BE IT RESOLVED that proposed RESOLUTION IMPOSING A SIX MONTH MORTAORIUM ON ALL LAND USE APPLICATIONS FOR SPECIAL USE PERMITS OF KENNELS, INCLUDING DOG KENNELS, WITHIN THE UNINCORPORATED BOUNDARIES OF CONEJOS COUNTY, COLORADO, TO ALLOW FOR A COMPREHENSIVE STUDY OF AND IMPLEMENTATION OF REGULATIONS FOR DOG KENNELS is ADOPTED as follows:

SECTION 1: MORATORIUM. Upon the effective date of this resolution and continuing for six months thereafter, the planning commission and the Board is prohibited from accepting any application for new kennels or the expansion of any kennels. The Board reserves the right to extend the moratorium period for an additional six months if additional time is needed to investigate and adopt regulations.

SECTION 2: DEFINITION. A kennel, including a dog kennel, means “a lot or building in which four or more dogs or cats, at least four months of age, are kept commercially for board, propagation, or sale; or a location for housing, breeding, exhibiting, researching, or rehabilitating any and all non-domestic animals as identified by the Colorado Division of Wildlife.”

SECTION 3: PUBLICATION AND EFFECTIVE DATE. The foregoing text is the authentic text of Conejos County Resolution No. 2018-21.

The first reading of this resolution took place on June 15, 2018, at a regular Board of County Commissioners Meeting.
The initial publication of this resolution was published by reference in the Valley Courier on June 22, 2018 and July 13, 2018, along with a notice of public hearing to be held on August 2, 2018 to discuss the moratorium.

The public hearing was held and resolution was adopted on second reading at a Board of County Commissioners Meeting on __________.

SECTION 4: SAFETY AND EMERGENCY CLAUSE. The Board hereby finds, determines and declares that this resolution is necessary for the health, safety and welfare of the citizens of Conejos County, Colorado. If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this resolution. The Board hereby declares that it would have passed this resolution, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases are declared unconstitutional or invalid.

In order to preserve the immediate health and safety of Conejos County and its residents, this resolution shall take effect immediately upon its adoption.

Chrmn. Jarvies asked Linda if she had posted it in the newspaper.

Linda said yes, they posted the notice and is available on line, they did not post the full resolution but made reference as to where it would be available here at the office and on the county website.

Chrmn. Jarvies stated that this is a hearing that they have had one reading, this is the second reading; all they are taking comment today is whether they should adopt a six month moratorium or not, this will be so they may take this information into account so that they are clear; because this is a public hearing and we have had one reading if they decided to change the timing we would have to start all over, for today’s purposes they are just taking public comment on whether they approve passing a 6 month moratorium or if we don’t; is that correct, asked Mr. McCarroll if that is what he understands as well?

Linda stated that is correct, Comm. McCarroll agreed.

Chrmn. Jarvies asked Ms. Cisneros if that is clear to her as well.
Ramona stated yes, also commented that she doesn’t read the newspaper, she did not know about this resolution.

Linda stated this is a moratorium and they will not accept any more applications.

Chrmn. Jarvies opened it up for public comment as to whether they should adopt this resolution imposing a 6 month moratorium if you are for it you can speak for it and if you are against it you can speak against it and why.

Ramona Cisneros 6649 St. Hwy 112 Del Norte, Colo. because the resolution is for a 6 month moratorium for accepting more applications I am for that because it’s good that gives you time to get into talking to the EPA about carcass removal (I have given you paperwork on that), for the EPA to check on requirements on composting, the individual will have to be permitted, she has not been able to talk to the guy and has a number for them.

Chrmn. Jarvies stated all that can be addressed as they begin that process, asked Ramona if at this time she is in favor of a 6 month moratorium

Ramona stated right and asked if this is not the right time to give the information on the EPA.

Linda-Land Use stated that they will get through this first.

Chrmn. Jarvies stated that they don’t want to get rushed or get too far before they stop it, asked Ramona if she is in support of the 6 month moratorium.

Ramona said yes.

Chrmn. Jarvies asked if there is anyone else that would like to speak for or against the 6 month moratorium, for or against, anyone else for or against, asked Linda if she received anything in writing.

Linda stated that she did not receive anything in writing or phone calls just Ms. Cisneros.

Chrmn. Jarvies closed the portion of the public comment and entertained a motion to approve or disapprove.
Motion to approve Resolution C-2018-21 the second reading for the six month moratorium on dog kennels: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 motion carried.

Linda-Land Use stated that it will be effective today and will correct the typographical errors and enter the names and present it for signature and then record it.

Linda-Land Use mentioned that they will have a couple of work sessions, collect data and would like to have Ms. Cisneros present at the work session and the hearing regarding the adoption of new standards and regulations on dog kennels.

Ms. Cisneros said there could be a lot of people that could be affected by this.

Chrmn. Jarvies mentioned that there are other breeders also and they are working on that.

Linda-Land Use asked Chrmn. Jarvies if they would allow Ms. Cisneros a few minutes to go over the information that she has, she has some documents that she spend a lot of time on.

Ms. Cisneros stated that the specific one is when she talked to the water board at the state the guy in Alamosa is trying to put his responsibilities on Linda to take care of his stuff she wants to make sure that in your moratorium on whatever rules they make that they make it a requirement that the kennel owners are sending their monthly receipts to him in writing so that he can’t put his responsibility back on to Linda, that is his responsibility; the next big thing is the owners of the kennels stated this before, there should be some kind of operating fee that they pay not only them everybody that owns a special use permit to be able to hire somebody in this office to be doing the inspections correctly, you have 3 individuals that are supposed to on top of their daily job go out and inspect 65 special use permits; you are giving them the resources to go out there and ensure that they are in compliance, bottom line is if you are saying they are okay and if something goes wrong that could come back to the county and hold you liable, they need to have the people to do the inspections correctly, operating fee or impact fee whatever you want
to call it; the last thing is composting, she has a calling to the EPA, she is almost 100% sure that person is going to have to be permitted, have a facility and have a plan, the individual that she has to talk to will not be in the office until the 6th and she will give that information to Linda.

Linda stated that she will address all that information at the Planning Commission Meeting.

Linda mentioned that they have they will be working on annual or use fees.

**Samantha-De-Conflict Case Management Discussion**

Samantha mentioned that she received the MOU from Rio Grande County on tobacco funds would like to present that today that is to continue tobacco preventive work in the amount of $27,000.00, Rio Grande holds the contract and they sub-contract with the rest of us; this is for the fiscal year 2018-2019 from July 01, 2018 until 06/20/2019.

Motion to approve the MOU between Rio Grande County and Conejos County as presented by Samantha: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

Samantha talked about the CFCM Options with conflict free case management to do some subtracting to at least keep some of their services, the state e-mailed them back and said looks like they are back to square one; she has until August 26 to put in a request for a rural exception if that is what they want to do if they decided to divest in case management services she has to do a basic close out plan by August 30, 2018 with a more detailed plan by February 1st, she didn’t include the plan of getting rid of both because she does not anticipate that they would get rid of both services; presented the
following:

CFCM Options

1. Divest of PCP services
   a. Plan to transition out of services over approximate 1 year period

2. Divest of SEP/Case Management Services
   a. Plan to transition out of services over 1 to 2 year period
   b. Would require transition of services/clients to other agency that would pick up SEP/Case management services for our county
   c. If chosen, a basic closeout plan is due on August 30th, with a detailed plan due Feb 1st.

3. Rural Exception
   a. Can continue to provide both services while putting measures in place to mitigate conflict and completing the following:
   b. Must contact current provider agencies serving our county and determine client capacity and transfer the number of clients the other provider agency requests
      i. Speak with Agency Director of Ravenswood and they are making a focused effort to expand services in Conejos and Costilla Counties
   c. Must continue to transfer the amount of clients other providers request
   d. Our provider agency cannot accept new referrals unless the other provider agency has deemed they do not have the capacity to accept the client (clients cannot request to be served by our agency unless the other provider agency(s) have denied admittance)
   e. Rural Exception request is due no later than August 26th
Samantha stated that Ravens Hood has about 10 clients from our county, they are making a focus effort to expand in our community, has already talked to Alamosa so they know what is going on; they would take all our clients, wanted to present this information for a refresher, would like the board to make a decision by the middle of August.

Chrmn. Jarvies asked Samantha what they personal feeling is.

Samantha stated that it is really unfortunate for our county; she is struggling because she feels Case Management is a very valuable service and we do have a very good Case Management Program, and the PCP care provides service into the home so she is really torn on it, and it will affect negatively in our community in one way or another and she will try to do her best to mitigate; but it is going to have to be a board decision on how they want to proceed; they are both great programs, they both have financial barrier, they are going to re-format on how they are going to fund us for it, they are talking about bringing in other case management agencies to bid to also provide case management, it is all federal funds, there will be more hoops to jump through.

Tressesa, County Admn. stated that right now because they are federal dollars the audit process is difficult to make sure they are in compliance.

Samantha stated that we are not getting funded for services, on PCP’s she is struggling with wages-competing with McDonalds wages and has to do background checks, it’s a lot to ask from people who are getting minimum wage; our PCP Program employs 60 people, that would be divesting 60 jobs out of our county and hopefully they would be picked up somewhere else, it is something to consider.

Tressesa-County Admn. stated that Samantha has been instrumental and has been doing an amazing job because she is bringing in funding that is part of the nursing piece, we make money on the PCP which she can use for her nursing service; she has brought in a lot of small grants.

Samantha stated that it feels personal for her staff, she is trying to be neutral, she has tried hard to keep both programs but they are going to make them choose; she has a concern with Case Management, the state contracts with the federal government to make sure that the services remain in Colorado so if they were to divest in Case Management they have to ensure those services in our county, they have to make sure that someone is doing it, they will probably not do as good a job she has great case managers however the state does not have
the same obligation for PCP’s, if they take the rural exception they transfer all of their clients to this private entity, PCP takes a lot of administrative work for her, workman’s comp is high, but if they drop those the state does not have to ensure those services remain in our county.

Tressesa-County Admin. stated that if that goes to Alamosa that does not guarantee that they would employ our people, our payroll on PCP is over 500,000 that stays in our county for salaries.

Samantha stated that it is a decision that has to be made and she does not want to make that decision herself.

Comm. McCarroll stated that he would excuse himself on the decision because Stephanie works in OLTC.

Chrmn. Jarvis stated that they will wait until Comm. Sandoval gets back.

Samantha stated that for the record she values both programs and all her staff does a really good job.

Chrmn. Jarvis stated that maybe this works in the big cities but not in the rural areas.

Samantha talked about transferring the clients to a private agency—you don’t know if they are going to stay; they might not provide service to our clients up the canyon, we don’t refuse the service, this is a federal requirement; we focus in Conejos County but we do contract to Costilla County; our decision will affect Costilla also.

**Sheriff Gurule-Sheriff’s Report**

Sheriff Gurule stated that Meagan will give the report on the control board.

Meagan stated that she met with MTS yesterday, they are less than what the other company, they will replace everything that they need to replace except the wires that go out to the doors, all the intercoms will be up and working, the control board will be replaced, they are having issues with one door or a couple within the cells, one issue is an electronic issue, $44,000 is what they quoted them.
Sheriff Gurule stated that this new system will have the capacity to record when they talk to an inmate, this would be a good security for the jail.

Meagon stated that this would be 100% better so they talk to the inmates without them knowing it is being recorded.

Sheriff Gurule stated that the new cameras are all done, they are starting to work the inmates a little more, they have cleaned outside of the building such as getting rid of the weeds and trimming trees, this gives the inmate good time to where they can get out sooner which saves the county on meals this is on locals; they don't have too many inmates from Alamosa right now.

Sheriff Gurule presented his monthly report as follows:

<table>
<thead>
<tr>
<th>This year</th>
<th>Last Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Breathalyzer brought in</td>
<td>$360.00</td>
</tr>
<tr>
<td>Civil Standby’s</td>
<td>100.00</td>
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<tr>
<td>Copies-Miscellaneous</td>
<td>3,184.18</td>
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<tr>
<td>Grants</td>
<td>26,943.74</td>
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<tr>
<td>Housing</td>
<td>130,070.00</td>
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<tr>
<td>Overall</td>
<td>182,295.55</td>
</tr>
<tr>
<td>Traffic</td>
<td>9,2325.00</td>
</tr>
</tbody>
</table>

Sheriff stated that they recovered some stolen items, the guy had a truck load of items; have had burglaries up the canyon.

Comm. McCarroll stated that if they are having problems with the doors at the jail to have them fixed.

Meagan stated that this can take up to 20 months after the contract is signed.

**Mack Crowther-County Treasurer**

Mack stated that there is a gentleman that is interested in buying county owned lots located on the replat of Alamosa River Estates, wanted to know if they have to go out to bid and if do; they will have to get the values from Naomi.

Tresessa-County Admn. stated that they have to go out to bid and they will have to do fair market.

Naomi stated that they are not right on the river.
Naomi Keys - Assessor/Abatements

Naomi presented the following abatements and gave the reasons, they are as follows:

<table>
<thead>
<tr>
<th>Schedule #</th>
<th>Name</th>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
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<td>Delta Tank Line Co</td>
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Motion to approve the abatements as presented by Naomi: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

Executive Session

Motion to go into executive session as per 24-6-402 (b) conference with the attorney: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried

The board came out of executive session at 10:56 AM and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive session constituted a client/attorney privilege therefore no record was needed.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned.
Minutes of the Board of County Commissioners Payroll Meeting held on August 15, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the Meeting to order

Chrmn. Jarvies called the meeting to order at 9:00 A.M.

Members present were: Mitchell Jarvies- Chrmn.
                              Steve McCarroll- Vice-Chair
                              John Sandoval- Vice-Chair
                              Tressesa Martinez- County Admn.

Also present were Nick Sarmiento, County Attorney, Connie Ricci-HR and AnnaBelle Gomez-Deputy County Clerk and Recorder.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the Pledge of Allegiance.

Prayer: Comm. Sandoval gave the opening prayer.

Approval of Agenda

Motion to approve the agenda with the addition of a discussion of the common interest with La Plata County and PILT to make sure that they are going to join the PILT class action: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried

Approval of Minutes

Motion to approve the Special Meeting (Board of Equalization held on August 01, 2018 and the Regular Meeting of August 02, 2018: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried.

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables as presented: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried.
Public Comment: None

Administrator’s Correspondence

Tressesa, County Admn. stated that she is working on an Energy Pact Grant to make the Courthouse and DSS handicap accessible, talked about not having enough offices spaces in the courthouse, the courts need another courtroom; has met with Linda looked at the survey, thought maybe they could add to the north side of the courthouse, Damian is putting a figure together for her for the courthouse; also mentioned that they cannot afford two buildings.

Chrmn. Jarvies stated that if it is feasible they can separate the courts from the county, a lot of people complain about security.

Tressesa mentioned that maybe the offices feel safer, right now it is just preliminary but she wants the board’s permission to move forward with cost; there will be costs for architects; mentioned they could do a DOLA Grant and do a lease purchase for the remainder like they did with the jail; she will also do the GOCO grant.

Comm. McCarroll stated that he feels they should go forward and see what DOLA can do for us.

Chrmn. Jarvies stated that they can look at doing the parking lot also.

The board agreed to go forward.

Alamosa River Estates- Replats of Lots 5-6

Tressesa, County Admn. stated that there is a gentleman that wants to buy the lots at Alamosa River Estates, she checked with Naomi-County Assessor; the value of the lots are $5000.00 per lot, they will put them out for bid; wants the board’s permission to put them out to bid for $10,000.

Nick Sarmiento, County Attorney stated that Mack had mentioned that there is someone else that is interested.

Chrmn. Jarvies mentioned that there is a piece of property by the Mountain that both Steve Cordova and Melvin DeHerrera have asked about.
Naomi-County Assessor stated that those lots at Alamosa River Estates are not on the river.

Mack Crowther stated that there might be other people interested in those lots.

Motion to advertise Lots 5 & 6 Alamosa River Estates and the M Mountain property: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously

Resolution C-2018-032

Nick Sarmiento, County Attorney stated that they have the Wolf Management in Conejos, CO.

WHEREAS, Wolf population have been introduced in adjacent states to Colorado; and there have been numerous sightings of wolves in Colorado, documented by Colorado Parks and Wildlife.

WHEREAS, Wolf population in the northern Rocky Mountains have achieved and exceeded the recovery goals set by the U.S. Fish and Wildlife Service in Montana, Idaho, and Wyoming; Conejos County acknowledges wolves have been delisted in Montana, Idaho, and Wyoming.

WHEREAS, the livestock industry and big game hunting are two of many economic and social drivers in the Conejos County economy.

WHEREAS, Wolves are known to pass along parasitic disease detrimental to other wildlife, household pets, as well as humans.

THEREFORE BE IT RESOLVED: Conejos County supports the May 2005 Colorado Wolf management Working Group Recommendations for Managing Wolves that migrate into Colorado.

THEREFORE BE IT ALSO RESOLVED: Conejos County supports the Colorado Wildlife Commission’s January 1982, Sept 1989, and Jan.13, 2016 resolutions opposing wolf reintroductions. The Jan 2016 Resolution affirms that continued opposition of the intentional release of any wolves into Colorado, in addition to reaffirming support for the May 2005 Colorado Wolf Management Working Group Plan. The 2016 resolution also recommends Mexican wolf recovery efforts to be confined to the subspecies’ historic range. (Complete resolution is filed in the Clerk and Recorder’s Office)
Motion to approve Resolution 3-2018-032 as presented: Comm. McCarron/Second: Comm. Sandoval

3-0 Motion carried.

Nick Sarmiento commented on the Common Interest Agreement with La Plata County, La Plata did win it’s litigation, the CDPHE is appealing that decision by the district court judge, they are still expending funds I think it is beneficial for us to just stop and let them handle the funds on appeal, they can go into executive session to discuss our strategy how to deal with CDPHE from now on and they just need to terminate their common interest agreement and give them notice; he needs the board’s approval for that.

Motion to back out on the common interest agreement: Comm. Sandoval/Second: Comm. McCarron

3-0 Motion carried unanimously.

Nick stated that they have been discussing the PILT Class Action, he wants to be on record that they approved that, this is for funds that they did not disburse to counties from 2013 & 2015; they are asking that they join the class action; he doesn’t believe that there are any drawbacks, most of it has been fully litigated.

Tressesa, County Admn. stated that the amount is about $46,000.00

Motion to approve that they join the class action: Comm. Sandoval/Second: Comm. McCarron

3-0 Motion carried unanimously.

**Nick Barela- DSS Report**

Nick presented accounts payables in the amount of $19,380.25 for the month of July and EBT expenditures in the amount of $228,850.21.

Motion to approve accounts payables and EBT and program expenditures as presented: Comm. McCarron/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Nick presented the following:

- Adult Financial-139 Clients
- Colo Works- 47 Clients
- Food Assistance-723
- Medical Assistance-1,717
- The child welfare and grievance review panel was submitted for the last fiscal year we didn’t have any cases in front of the citizen review and also that was submitted to the state.
- Family Foundations Contract Amendment(Chrmn. Jarvies stepped out of the County Commissioner’s meeting prior to the discussion due to conflict of interest).
- Nick requested approval to update the language in the Family Foundations Schools to the Youth Program, the existing language says the contractor will service students ages 15 through 17 that have been identified as being moderate to high risk in school, the language that will be changed will be basically removing the age limit on the ages 15-17 just to ensure that we are meeting at entire population of students wherever they may fall freshman through senior, the way it was caught is that they had a student who was hovering between 18 & 19 and they are looking at the contract, it is not really the intent of the program to make sure that there is an age limit but he is still going to be working with that high school population to provide services to them, it is actually language correction on last fiscal years in addition to this fiscal year that he is seeking approval for.

Motion to change the language on contract with Family Foundations as presented by Nick: Comm. Sandoval/Second: Comm. McCarroll

2-0 Motion carried.

Chrmn. Jarvies returned back to the Commissioner’s meeting.

- Nick gave an update on the 2017-18 fiscal year Medicaid incentive report, they met all the requirements, total that Ccnejos County DSS will receive will be $14,765.29.
- School supplies will be distributed on August 16th at the Knights of Columbus in La Jara and at the Guadalupe Parish Fall from 2-5 o’clock, they will be giving them to TANF eligible families.
- Had a conversation with Southwest Conservation Core to start another summer youth program, they will bring some funds with some other entities, they will probably run a 5 week session for a total of 10 kids, the kids will be from the schools in the valley; they will look at expanding in the future.
- Need executive session to discuss a personnel issue.
- Staff retreat is on the 21st; the office will be closed.
Executive Session

Motion to go into executive session as per 24-6-402 (f) personnel

3-0 motion carried unanimously.

The board came out of executive session at 09:42 AM where they
discussed personnel and no decisions were made.

Executive Session

Motion to go into executive session as per 24-6-402 (b) conference
with the attorney: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

The board came out of executive session conference with the attorney
at 9:53 AM and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the
discussion had an executive session constituted a client/attorney
privilege therefore no record was kept.

Conejos County Weed Board- Report

Armando Valdez: Thanked the board for all their hard work that they do
on behalf of county as the weed district, noxious weed, pest district
as well, they contribute a lot to our county especially the economic
and agricultural foundation, there has been some concern on the
allocation part and resource position that the county is offering to
the weed district they are created and directed under a special
district, they go and extend beyond the boundary as a public service
to the entire county, about 70% that they spray for are out of the
weed district, when they see the allocation those funds are used for
areas outside of the boundary, they are continuously trying to educate
and promote to serve those members that are within the weed district
but they are spread and turned the time over to the other members.

Loren Mortensen: Stated that he has seen the Iron Weed grow
tremendously in his area, with the down winds and down water they just
keep seeing it on and on, they keep putting a good fight but seem to
lose the battle, one thing he wants to bring up is if they are
commission authorized by Conejos County, or the weed club like he
calls it, he is really appreciative of what the guys do, he
appreciates what Myron Price does.
Armando Valdez: They are appointed by the Board of Commissioners of Conejos County so that authorization is under direction of the Commissioners, would like to discuss that for clarification.

Myron Price: Wants to know the relationship between them and the Board of County Commissioners.

Chrmn. Jarvies: We do appoint the board members, the decisions in the management of the district is the board’s job just like the fire district, cemetery district, etc.

Myron Price: Are we part of the county, when he came on they had one of the commissioners over see them basically and attend a meeting; they have not seen that.

Chrmn. Jarvies: We can attend those meetings; but we are not allowed to make those decisions for special districts, that is why there is a district created.

Tressesa-County Admn: All this came along because they wanted to use some of their information as county.

Comm. Sandoval: The library district became their own separate entity when they went to an election; the only thing is we appoint their board.

Myron Price: We are required to have a noxious weed program, are we filling that program as per the county.

Comm. McC Carroll: We tried to get it county wide and it was voted down.

Tressesa-County Admn: We had a resolution when Avelino Muniz was commissioner, we would have to look at that.

Myron Price: We have been told by the State of Colorado Dept. of Agriculture that we have a noxious weed program; if we are not satisfying that requirement then we have to say we don’t have a program we do have a special weed district where we are covering about 20% of the county.

Armando Valdez: We do feel we are representing the entire county.

Chrmn. Jarvies: That is why we are able to give money to this district, this is complying with that obligation, financially we are giving above and beyond the district which is collecting for mill levies, that is why we are willing to donate and give more.

Armando Valdez: That is why we are here to continue the level of funding and requesting from the Commissioners to continue that level
of funding that we can keep as a county wide program otherwise it would be reduced to the parameters of the district; and it might violate not having a noxious weed program.

Comm. McCarroll stated that they have increased the amount that they have given and they have felt good about that.

Jimmy Dunn: Would like to remain the same, since he has been there they have taken care of the leafy spurge and are constantly on the look for something new.

Myron Price: Had some handouts, stated that Pat turns everything over to him on when he sprays and how much it costs, who they are helping, presented a map that shows the kind of weeds, also had some photographs.

Tressesa-County Admn: Stated that Myron does turns in the information to her every year.

Myron Price: Talked about Iron Weed, Canadian Thistle, Leafy Spurge, mentioned the Hounds tongue and Russian Thistle, would like to target the Hounds Tongue, and the Common Mullen, they are supposed to discuss those with the county; talked about the new crops that they get in the fall, thought they might have to spray twice, wanted to address that they have no authority, the railroad is an issue that needs to be addressed, there is the Mullen that is on the rail, Pat made a deal with them and never got a penny from them.

Chrmm. Jarvies: We are in negotiation to collect taxes from them.

Comm. McCarroll: Asked if the railroad people used to spray.

Jimmy Dunn: Yes, they used to spray about 20 feet of the right of way.

Chrmm. Jarvies: We will research and look at the statute, they will check into enforcement also, doesn’t feel there is a problem in the financial side of it.

Myron Price: Mentioned that they do get grants, will need to get someone that will know about grant writing when he retires.

**Renewal Liquor License- Rainbow Supper Club**

Nathan-County Clerk presented the liquor license renewal for the Rainbow Supper Club, mentioned that they did post on site; there have not been any violations, etc. there is no problem with it.

Motion to approve the liquor license renewal for the Rainbow Supper Club: Comm. Sandoval/Second: Comm. McCarroll
3-0 Motion carried unanimously.

**Nathan Ruybal-County Clerk & Recorder**

Nathan stated that we have had roll out of the new motor vehicle system, week one has been pretty rough not just for Conejos County but for the entire state, there are still a few bugs and glitches, it is giving the counties a lot more time to DMV customer service and not a whole lot more time to deal with elections and recording, the counties that have DMV alone is not affecting them as much but it is affecting us quite a bit, we are doing our best to keep up, we are falling behind so I would like to have the board and Tressesa consider the budget to have a part time added to the staff while we get through the general election and adapt to the new system, described the issues that we and other counties are having.

Tressesa-County Admn. stated that she had suggested to Nathan about putting an Everbridge call telling people just be patient, this is going on throughout the State of Colorado.

Nathan stated that we have been getting complaints from people calling in not getting an answer from their phone call right of way, it’s not that we are not wanting to, especially the first week, we had a line; we looked negative against the office.

Chrmn. Jarvies stated that maybe they could put it on the website to please be patient.

Nathan stated that they did have it on web, it was on 9 News and broadcasts of what was going on, also mentioned that each transaction takes an additional 10 to 15 minutes per transaction.

Comm. Sandoval mentioned that regarding part time employment no one wants to work for 6 months, the pay isn’t good; it’s something we need to look at.

Nathan stated that he will add some stuff to the website and do the Everbridge; but would like to have more staff so we can free up some time for other aspects of the office.

**Samantha Escobedo-Public Health Report-Board of Health**

Samantha stated that she will postpone her Board of Health until next month’s meeting.

Samantha had two MOU’s, one is the letter of agreement between Little Treasure’s Pre-school to keep offering nurse consultant services through herself and Public Health.
Motion to enter into the MOU with Little Treasure’s and the Nursing Service: Comm. McCarroll/Second: Comm. Sandoval

3-0 motion carried unanimously.

Samantha stated that at some point she feels that there should be some compensation, they should have that discussion but she also doesn’t want to leave them hanging, it is so hard to find a nurse consultant for them so she is willing to fill the role, right now it doesn’t take a lot of her time but if they were to have an outbreak, she helps with medications if a child takes medication.

The next item was the sub contract to Costilla County to do OLTC sub-contracting for this year; they signed it and sent it back so she just needs a signature.

Motion to go into contract with Costilla County for OLTC: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Samantha presented the CFCM options; she did a recap of what she had last time since Comm. Sandoval was not present at the last meeting, they were hoping to work with other counties on subcontracting, keeping eligibility, transferring out the sub-contracting, they submitted those to the state and they were supposed to submit them to CMS, they basically said it would appear to have a conflict of interest, after talking to the Alamosa County Director they feel that they are probably not going to approve that, they did say that they would extend the deadline for the rural exception if we wanted to reconsider that for August 26, 2018 and we need to have the final plan on whichever one we decide, the detailed plan submitted by Feb 01, 2019 we are back to square one, they make it sound like they are not going to approve; they are back to the 3 options, 1. Divest to PGP Services, 2. Divest of Single Entry Point/Case Management Services, 3. Rural Exception, with the Rural Exception they can continue to provide full until it is granted, if it is granted they must contact the provider that is in our county and say how many of our clients do you like to transfer, and transfer the amount of clients that they could have and at that point we would not receive any new referrals, those would go to the other provider and see if they denied the client services.

Samantha stated that there are a lot of unknown variables, she did contact the other provider agency in our county Ravens Hood who is a private entity, the administration is out of the front range; wanted to get a feel of looking at their capacity in our county and he said
they are making a focused effort to expand in Conejos County; nothing in contract.

Chrmn. Jarvies asked Comm. McCarroll if he would like to excuse himself because his daughter works for OLTC.

Comm. McCarroll stepped out of the Commissioner’s Meeting.

Samantha stated that they are both good programs, it’s going to be unfortunate either way, the county needs to decide if they want to continue doing direct services or case management; the recommendation that she will make is if the county decides they don’t want to do direct services, the rural exception might be the way to go out of it because it is a slow transition out of it, but that is only if they don’t want to do direct services; she cannot predict if another agency will come or stay.

Chrmn. Jarvies asked what happens if people are not being taken care of.

Samantha stated that both programs have their struggles and barriers, if we divest out of case management her understanding is the state holds the contract with the federal government to make sure that those services remain in the State of Colorado, if we divest we must work someone else to make sure those services remain in Conejos County and it won’t be in our county and probably won’t be as best; her understanding of provider services that is just like a private license entity if we transfer all of our clients to the private agency and they decide they don’t want to stay in Conejos County I don’t think the state does not have the same contractual obligations.

Samantha mentioned that she submitted the details; she asked if Robins Hood does not want some of those clients, would have to look through her roster to fill that quota of 10 and they said yes, you have to put measure and places to mitigate the conflict, our building is set up to where you could almost become two entities but they would have to be put in place.

Samantha stated that it feels personal because you would be choosing one over the other, PCP’s you have 60 field staff out in the home, as public health director she wants to have services remain in our clients, they also hold a contract with Costilla County they are thinking about residents in that county also.

Connie-HR asked what is the client county that they carry.

Samantha stated that it is 110 for PCP’s and 191 for OLTC; it’s an unfortunate situation either way.
Samantha stated that they are not really giving them a lot of detail; explained if the individual is not happy with the services they cannot come back, the deadline is August 26, 2018.

Comm. Sandoval asked about the trainings, background checks, nobody can meet the criteria for people care.

Samantha explained how people care works because they do different levels of care, they offer the trainings here, they have elected to do drug screens which is not required, she cannot predict what those private entities are going to do; she did ask if the transfer would have to be at the end of the 5 year period, they can’t give her a timeline so if they put in for the rural exception by August 26th the state has to go through their steps to request the waiver with the federal government she doesn’t know when the rural exception would be valid then they have to start the transition.

Nick Sarmiento, County Attorney asked what if the rural exception is not granted can we do an alternative.

Samantha stated that would be number 1 or 2, she doesn’t want to make that choice, if they were to divest of case management services over a one to two year period they would have to turn in the plan saying which one they are going to do.

Nick Sarmiento stated what if private industry does come in and they step up and if we apply for the rural exception, we can say we might leave people without services if a private industry doesn’t meet the bottom line we do a step program with private industry, we give them 20 cases and see how it goes, then 40 cases, etc. and that’s our divestment, it would be a hybrid.

Samantha stated that she can email them at the state and see what they say.

Nick stated she should show them that it’s not going to work, we keep our program, we can divest little by little, and no one will probably take those people.

Samantha stated that you can’t transfer those people until someone takes them but the state is not saying how soon they have to do that.

Comm. Sandoval stated that they should contact Alamosa and Costilla to make sure they are in the same page.

Samantha stated that she doesn’t think Alamosa qualifies for the rural exception.
Samantha asked Nick if they could do a conference call so that they may get some clarification.

Nick suggested including Vivian from Costilla County also.

**Donnie Martinez- Road and Bridge**

Donnie stated that he is meeting with the supervisors every Monday.

**Tom Monaco-SLV Small Business Development Center**

Mr. Monaco stated that they are based out of Alamosa, would like to get better dynamics of the valley and each community in the valley so that they can better serve each community, Conejos County has a different dynamic than Saguache County, Alamosa or Mineral, wants to know what the small business needs are; challenges being faced in the county for a small business development, is it job retention, soft skills training, lack of population; would like to spend at least one day here in the county; might set up at the museum, Tori was very helpful on the history of the valley; wants to make sure he is an active part of the community if he can better serve the businesses that are existing here and also have a better understanding when people come to him about starting a business that they are putting them in the right place, if they want to start more restaurants, small industrial or hemp, etc.; they are looking at an educational outreach which will include programs for each county such as mental health, health and wellness, business development, and reading program; he needs the information to see what program would work best for Conejos County.

Comm. Sandoval stated that the bonus here is the additional DSL which should be done by October, people that move here first look at the infrastructure; just the fact that you will be here will stimulate folks to come in and visit with you.

Chrmn. Jarvies stated that one thing that it is hard to find people that are employable, some kind of job skill training would be ideal.

Mr. Monaco stated that they get people and then they lose them, also what can an employer do to incentivize employees; with the educational outreach it will community based.

Tressesa, County Admn. mentioned that he might talk to Nick Barela from DSS they have a pilot program.

Linda from Land Use mentioned that people that establish businesses acquire permits from their department.
Linda Land Use-Report

Linda mentioned that the new inspector will start on Monday.

Linda talked about the canna power fundraiser which was advertised in the newspaper, Ms. Carla Rodriguez who got a permit for the disc golf in Capulin is having a canna power fundraiser which will take place on September 2nd, she did come in to the office yesterday, Ms. Rodriguez stated that it is a fundraiser for education and outreach in regards to the medicinal use, they are going to have 8 bands on site, they will be there until 8 o’clock at night; she told Ms. Rodriguez that she will let this event go through this time but if it’s going to happen continuously throughout the years she will have to get a Special Use Permit, Ms. Rodriguez said they would apply right away, they advertised for a flower and beer garden, she let them know that they cannot sell marijuana in an unincorporated Conejos County; she will talk to the sheriff’s department to go by their property a few times to monitor and observe; Mr. McCann did not want to say know because they don’t know what she is doing; Linda did not know if she could shut them down.

Comm. McCarroll felt that there will be others affected.

Linda stated that there is water usage, food, traffic, sound, etc. involved; they are bringing in porta pottys.

Linda mentioned that he let James Henderson do his event, he got a permit; he didn’t get it the first year.

Linda stated that they can’t do the beer garden or the flower garden because that is not legal, marijuana is not allowed in public events.

Nick, County Attorney stated that he doesn’t feel they can shut them down, we can review their Special Use Permit right after to see if they violated any of the terms of their special use permit including general laws, would just request the sheriff’s office to send a deputy to walk through the crowds to see what is going on.

Linda stated that could be considered a one day event but then that leads them to the Amish auctions that take place every year.

Nick Sarmiento-County Attorney stated that what brought this to their attention was the marijuana part of the event that is against the law.

Linda stated that she did issue 10 violations on short term overnight lodging, one person did apply, are doing really well on permits 183, 116 construction permits, last year this time was 107, 23 septic permits this year 25, 22 addresses this year, 36 last year, 9
divisions of land, 12 last year, 2 boundary line adjustments, 1 this year, 6 special use permits-4 last year, 3 access permits-11 last year, 2 variances-9 this year, and 1 vacation of public, appreciates the full time person staff.

Rodney King-Emergency Management Report

Rodney presented the June 16 through August 14th report which includes the meetings he attended.

- Talked about Everbridge- it will expire in November- it is for emergency only.
- Chrmn. Jarvies stated that they will be setting some parameters, they may be able to create a county group; they are discussing that.
- Rodney mentioned that when he spoke to Ashley we would not be administrator but they would set up groups in the county.
- Connie-HR asked if we have the option of staying with Everbridge on our own, that's how we notify our PCP's.
- Chrmn. Jarvies stated that they are still looking at it.
- Rodney said they did send the after action report on the hospital, they did a full scale exercise with both of them, started with tabletop then went to functional, all the schools in the valley have gone through the whole series except for Sanford, they postponed it and never did do the whole scale.
- He is required to do ESEPT, he sent them the recovery plan, the fire helped them a lot to be more prepared; also did the re-entry plan; talked about the annexes to the plan.
- Turned in his hours for the Spring Fire; mentioned he has a LEPC Conference in September 4-7th in Breckenridge; that is paid for except for meals.
- Went to Costilla again toured Forbes Park, other agencies were there such as Division of Wildlife Resources; they have a lot of work to do.
- Will be doing an exercise but it will be done by phone, he feels if they are going to test they should go and do it, other facility is in Platoro, they could go by Stunner where the radios will work, they are concerned about flooding, the whole canyon would have to be evacuated, will do a small evacuation drill at Horca, will be set up at Red Bear, they will discuss what they would need to do either for a flood or a fire, mentioned they could google ready.gov for information on evacuations, etc.
• Mentioned that they got compliments on the way the operation was run in the state, they are using us as an example on how to do things.

Executive Session

Motion to go into executive session as per 24-6-402 (b): Comm. Sandoval/Second: Comm. McC Carroll

The board came out of executive session at 11:57 AM where they discussed personnel issues and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive session constituted a client/attorney privilege therefore no record was needed.

Nick Sarmiento-County Attorney stated that they do have to provide a Tabor notice for the tax ballot issue; his question is: how does the blue book work.

Nathan Ruybal, County Clerk stated that it is going to provide a lot of information, it is going to have your resolution and below that it is going to have pros and cons, thinks it has to have multiples of each, will probably have to get pros and cons from Republicans, Democrats and Unaffiliated and list those on to the book, thinks it is their personal opinion whether they are educated on it or not, will have a lot of that caught up by Friday, those will be mailed out to 5000 and some registered voters.

Chrmn. Jarvies stated that he could probably work with the central committee.

There being no further business to come before the board, Chrmn. Jarvies declared the meeting adjourned.

ATTEST:

NATHAN RUYBAL
CLERK OF THE BOARD

MITCHELL JARVIES
CHRMN. BD OF COUNTY COMM.
Minutes of the Regular Board of County Commissioner's Meeting held on September 06, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO 81129

Call the meeting to order

Chrmn. Jarvies called the meeting to order at 9:00 AM.

Members Present

Mitchell Jarvies- Chairman
Steve McCarroll-Vice Chair- Absent
John Sandoval- Vice Chair
Tressesa Martinez- County Admin.

Also present were Nick Sarmiento-County Attorney, Connie Ricci-HR, and AnnaBelle Gomez-Deputy County Clerk & Recorder.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the pledge of allegiance.

Prayer: Chrmn. Jarvies gave the opening prayer.

Approval of Agenda

Motion to approve the agenda with the addition of Donnie Martinez-R&B and Pros and Cons for the tabor notice: Comm. Sandoval/Second: Chrmn. Jarvies

2-0 Motion carried

Approval of Minutes

Motion to approve the minutes of August 15, 2018 Payroll Meeting: Comm. Sandoval/Second: Chrmn. Jarvies

Approval of Payroll and Accounts Payables

Motion to approve payroll and accounts payables: Comm. Sandoval/Second: Chrmn. Jarvies

2-0 Motion carried

Public Comment: None
Tressesa-Administrator-Correspondence

Tressesa did not have anything to present at this time; talked about starting to work on budgets.

Nick Sarmiento- County Attorney

Nick stated that the deadline for tabor notices is September 14, 2018, he asked the board to give him pros and cons, they can ask the constituents what are the pros and cons, Nathan will them compile them and publish them as part of the tabor notice; asked the board to present them to Nathan.

Don Martinez- Road and Bridge

Chrmn. Jarvies asked what he found out about paving.

Donnie stated that he couldn’t get ahold of Tim he finally got ahold of the Road and Bridge Dept and they gave him Albert’s number, he mentioned that they were going to help whenever they are ready, he was told they would come down and help but that the county would have to pay for their fuel and the guy’s time; he was told that Gigi was going to get ahold of them with a contract to show what our costs would be; Albert was going to bring their equipment down today and next Thursday he would bring the lay down machine; he told him to hold off until he would visit with the commissioners, we didn’t give them any help last year.

Comm. Sandoval stated to send them a bill.

Donnie stated that Tim had mentioned that they had over $30,000 invested in upkeep and maintenance; but they have used it a lot more than they have, we only use it one week.

Comm. Sandoval mentioned that he will talk to Darius Allen from Alamosa County.

Donnie stated that they have been putting it off because of Alamosa’s project.

Comm. Sandoval stated they have always paid for their fuel.

Nick Sarmiento-County Attorney Discussion of Conflict of Interest
Nick Sarmiento stated that they called Nick Barela Director of DSS to discuss a conflict of interest and our findings as to the conflict, lack thereof with John Sandoval and the application of Mr. Sandoval’s daughter.

Comm. Sandoval stated that she is currently on IHS, once she becomes an adult she qualifies for her own but has a different name because she transferred from being a youth to an adult.

Nick Sarmiento stated that they are applying for those services through DSS, they did a conflict check and asked Mr. Barela to give them a background on the type of discretion what the application entails and what is it that DSS has to decide or not decide.

Nick Barela stated that the client is currently in a program called CHCDS which is in addition to Medicaid services that they get; basically what happens is that this client is currently certified through the end of September, the client will be 18 and in January they are going to transition to HCBS, the paperwork will be turned in to DSS and then in turn the county reviews all the factors which determines eligibility which includes income and resources, the client needs both pieces of eligibility.

Comm. Sandoval asked Nick Barela when you say income is that her income.

Nick Barela said yes SSI or Social Security.

Comm. Sandoval stated it will be once they apply in January.

Nick Sarmiento stated that with those factors if she were to be over income would you have the discretion to allow her into the program.

Nick Barela stated that at that point there are a couple of differences either a) at this point if she is over income they would discontinue services or the client or the parents of the client have the opportunity to set up an in kind trust which continues to help the client.

Nick Sarmiento asked how much discretion is placed in whoever is handling the case in deciding, is it the rules that dictate whether she is eligible or not.

Nick Barela stated that it will be income eligible so there is no gray area.
Nick Sarmiento stated that he asked that for the benefit of the record, they have discussed this previously and it is his opinion that there is not that much discretion placed in whoever is handling the case and it is more rules based, you are either eligible or you are not, as long as there is no personal interest between Nick Barela and Mr. John Sandoval we can go ahead and process this application, they asked about the conflict they asked Nick a bunch of questions those have been written and documented, part of the questioning committee was himself, Tressesa, and Connie-HR, the main concern was to make sure that there was no under influence placed on Nick Barela by Mr. Sandoval and also to determine whether to see if there was any personal relationship between Mr. Sandoval and Mr. Barela that would cause any influence, they found that there was none, Mr. Barela does not feel threatened if he were to make an adverse position to Mr. Sandoval’s interest.

Tressesa, County Admn. stated that a copy of the questions will be given to Samantha at the Nursing Service since it is the OLTC Program.

Nick Sarmiento asked if Comm. Sandoval or Chrmn. Jarvies had any questions.

Chrmn. Jarvies stated that he has done a good job.

Nick Sarmiento stated that they will get the approval from Comm. McCarroll at the next meeting; he will ask Comm. Sandoval to excuse himself.

Chrmn. Jarvies stated that he appreciates Comm. Sandoval bringing this up.

**Naomi Keys- County Assessor Abatements**

Sandra Cordova-Deputy Assessor presented several abatements for approval.

Chrmn. Jarvies stated that because Comm. McCarroll is not present they will not be able to vote on the two abatements for Comm. Sandoval due to lack of quorum.

Sandra stated that those are: 2018-38, parcel # 614301400015, and 2018-39 parcel # 614301200040.

Motion to approve the following abatements as presented:
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<th>Name</th>
<th>Year</th>
<th>Amount</th>
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Motion to approve the abatements as presented: Comm. Sandoval/Second: Chrmn. Jarvies

2-0 motion carried

**Tressesa - County Admin - Discussion - Ambulance**

Connie-HR stated that TJ has resigned, they have advertised for that position, they received two applicants Sara Logan and Ernest Abeyta, they conducted the interviews and offered the position to Ernest, Ernest does have two family members that are on the crew, they temporarily assigned them to be supervised directly by TJ until they decide if they are going to get an assistant, her and Tressesa will meet with Ernest, it is best to advertise in house for the assistance.

Connie explained that TJ was working 20 hours under the director but was on the schedule, what they will be doing with Ernest is that he will dedicate 20 hours a week to being a director and he has to put in two shifts which is 24 hours; basically he will be putting in 44 hours a week; when he can’t find PRN’s he will have to put himself on.

Tressesa - County Admn. stated that they might consider him doing a little less than 20, they have offered Ernest $46,500.00.

Connie mentioned that he will not be eligible for overtime it would be straight time.

**Jeannie Morris - Antonito Seniors**

Jeannie Morris, Joyce Lopez and Trudy Salazar from the Antonito Seniors were present, also Lynette Depriest from the Northerner Senior Citizen Center.

Joyce stated that the Antonito Senior Center is so broke, there are some irregularities, they are going back to look at the books.

Trudy stated that they need money to keep the center open.
Joyce stated that they have cut their hours to keep the meals on wheels going and are running on volunteers.

Chrmn. Jarvies asked if they have any number of financials.

Trudy talked about the insurances that they have which are around $481.00 every quarter, the light bill and their phone which includes the internet service.

Jeannie stated that they did get access to some of the paperwork.

Chrmn. Jarvies stated that they meet on the 17th of September so if they can go back and put some things together, then they can make a better decision.

Tressesa, County Admin. stated that they just released $4000.00 for 2017.

Joyce stated that Lynette DePriest from the Northerner's Center will be helping them; they will also be going to the Town of Antonito for some assistance; they can't afford a director; it is all volunteer.

Comm. Sandoval asked when they come up with a number do they think that will be till the end of year.

Joyce stated that South Central gives them $7500 a year; they have already used half of that to pay the previous director's salary.

Lynette DePriest submitted her letter of request in the amount of $6000.00 or whatever they can afford; she is requesting that they get the last 3 years bank statements from the Credit Union and she will try to rebuild the past history because most of the grants that they apply for ask for that, she is going to help them learn quick books and how to read the reports, they need major help, number 1 their computer was stolen when Virginia was there, they lost all their financial information, Virginia worked on it on her personal computer before she passed away; that information was also lost.

Tressesa; County Admin. stated that she talked to Wall, Smith & Batement to have one computer cleaned up so they give it to the Antonito Senior Center.

Lynette suggested talking to Brad Huffaker who might be able to help them.

**Linda-Land Use**
Linda presented the following:
**CASE NO:** CCLU-2018-0155
**REQUEST:** DIVISION OF LAND
**APPLICANT:** Joseph and Mary Jane Valdez (Hone)
**ZONING:** Rural  
SURVEY BY: Reynolds Engineering Company
**BACKGROUND:** An application was filed with the Land Use Office on July 16, 2018 for a division of Land/Subdivision Exemption. The real property is legally described as:

SW ¼ of Section 9, Twp 35 North, Range 9 E NMPM Conejos Colorado

The proposed Division of Land (163.655 acres) will create the following:

- Tract # 1 containing 6.645 acres more or less
- Tract # 2 containing 153.363 acres more or less
- County Rd 14 Right-of-Way containing 1.829 acres more or less
- State Hwy 15 Right-of-Way containing 1.818 acres more or less

Purpose of Dividing Land: Dividing property for financing purposes.

Land Use Admin. Review/Approval 09-06-2018

Motion to approve Resolution C-2018-35 Joseph and Mary Jane Valdez Division of Land: Comm. Sandoval/Second: Chrmn. Jarvies

2-0 Motion carried

**David Valdez Division of Land**

**CASE NO:** 2018-156
**APPLICANTS:** Joseph and Mary Jane Valdez (David’s place)
**ZONING:** Rural  
SURVEYOR: Reynolds Engineering
**BACKGROUND:** Application received on July 16, 2018
Tract 4 of the amended Joseph T Valdez Division of Land located in Sections 14 and 15 Twp 35 Range 9 E NMPM.

The proposed division of 43.786 Acres will create Tract 4A containing 35.929 acres and Tract 4B will contain 7.857 Acres, there is no road dedication.

Motion to approve Resolution C-2018-036 David Valdez Division of Land: Comm. Sandoval/Second: Chrmn. Jarvies
2-0 Motion carried.

**Dennis Q Mortensen- Boundary Line Adjustment**

Linda presented the following:

**CASE NO:** CCLU-2018-0154    **REQUEST:** Boundary Line Adjustment  
**APPLICANT:** Dennis Q Mortensen  
**ZONING:** Rural    **SURVEY BY:** Reynolds Engineering  
**BACKGROUND:** An application was filed with the Land Use Office on July 29, 2018 for a Division of Land/Boundary Line Adjustment. Property is described as:

W1/2 of the NW1/4 of Section 32, Twp 35 N, Range 10 ENMPM

The proposed Boundary Line Adjustment will create the following:

- Tract 1-36.643 acres +
- Tract 2- 40.724 acres +
- County Rd 19 ROW-2.136 acres

Notes: Dennis Q Mortensen originally proposed the Division of Land to convey the parcel of approximately 20 acres to his brother, Larry Mortensen. They worked with the surveyor and determined that a boundary line adjustment was appropriate as they do not need a separate parcel and did not want to create a separate access.

Motion to approve Resolution C-2018-037 the Dennis Q Mortensen Boundary Line Adjustment: Comm. Sandoval/Second: Chrmn. Jarvies

2-0 Motion carried.

Linda stated that she did not get the surveyor’s review for the Glen and Monica Deherrera Division of Land; she will present that at the next meeting.

**Samantha-Public Health/Board of Health Reports**

Samantha presented the following:

Administration and Governance-

- No changes in personnel
- No update on facility
Assessment Planning and Communication-

- 5 year process required to do
- Community outreach on Oct 3rd; would like participant from BOH and or Admin. to attend. (Chrmn. Jarvies will try to attend).

Communicable Disease and Prevention, Investigation and Control

- 5 Dog Bites
- Piloting letter regarding quarantine- trying to coordinate with law enforcement so they can deliver the initial letter concerning the quarantine.
- Nick Sarmiento can create the forms and then get an order.
- Immunizations- Generator installation is still in progress.
- FQHC Deputation was approved.
- Medical Officer MOU- Vaughn Jackson is our Medical Officer, he expressed some discontent about being our Medical Officer, met with him in August and he wants to continue; need more expectations to be met by Vaughn; ran the MOU by Nick Sarmiento

Emergency Preparedness and Response

- Current contract with Colorado Office of Emergency Preparedness- started new SOW on July 1st, 2018

Environmental Health

- EH completed site visit to Platoro area with division of water quality.
- 3 unregistered water systems.
- 1 establishment selling food with no license (one person got sick).
- Will be receiving compliance letter from EH Program.

Prevention and Population Health

- Tobacco Grant- New SOW, Vaping and Juul presentations at school district
- Office of Behavioral Health Grant- New Scope of Work on July 1, will continue on October 10th.
- CDOT grant- new rule visit 9/18th.
- Child Fatality-Supplemental funding for CDOT YAPP Program to pay youth stipends.
• Baby and Me Tobacco Free- Support smoking cessation for prenatal and postpartum mother, continued recruitment of participants, mandatory training (costs covered) Sept 19th- Denver

**Vital Records and Statistics**

• Most small counties use other entities for this service, with public health to be notified/monitored for any significantly abnormal trends.
• Was able to locate copy of current MOU with Alamosa.

**Option for Long Term Care Program**

• Didn’t apply for the rural exception, they need to decide which one they are going to divest, did talk to Costilla County whether they are willing to take our PCP Program, didn’t say one way or the other; it’s still up in the air whether we want to lose our PCP Program, Alamosa is willing to negotiate with us on that Single Entry Point.
• Samantha stated that if she can assure that one county will take one of those, if Alamosa will take Single Entry Point and we can assure those services remain in our county verses PCP I feel comfortable transferring those to a private industry, Alamosa feels they can absorb their staff but they have two staff members that don’t have a Bachelor’s Degree.
• Connie-HR stated that is a state thing.
• Nick Sarmiento stated that they will have to give notice to Costilla County that they are going to terminate the contract once they determine.
• Clients Served-199 Conejos County

**Personal Care Provider (PCP) Program**

• 118 clients served in August 2018.
• Accepting applicants for personal providers.
• Adjustments—continued quality management efforts surrounding training, staffing, protocols, etc.
• Putting ahold on new referrals until adequately staffed.
• Talked about having one person do shopping for those clients that don’t family.

**Commodity Supplemental Food Program**

• 338 Participants, 64 deliveries in August.
- New requirements for Nutrition Program and coordination with students.
- Regis Students- they will make the nutrition program.
- Food Storage- AC Unit

The CORA services will be changing for Public Health are making sure that the rural place stays there, she did tell them to expect meetings; they will probably have to get travel money.

**Board of Health Report**

- Presented a snapshot of the last influenza year.
- Conejos County got hit pretty hard, chart shows the numbers of those that were hospitalized.
- Up-To-Date Coverage Rates for 19-35 month olds.
- Up-To-Date Coverage Rates for 13-17 year olds.

Vax Care- They are an agency that most of the other departments work with, it is their vaccine that they send to the Public Health Department, we collect the insurance information from people that come in, they bill the insurance company, we are not paying for the vaccine, we were paying for the expiration, would like to proceed in the terms of service, they accept a lot of the major providers, they don’t accept Medicaid, the only ones that they will be missing is the CHC Plus.

Chrmn. Jarvies asked if they charge any kind of monthly fee.

Samantha said no only if they use some of their equipment; would like to proceed and if they get it going she can do a vaccine for county employees, those that have insurance can get a vaccine free of charge.

Motion to approve the MOU with Dr. Vaughn Jackson: Comm.
Sandoval/Second: Chrmn. Jarvies

2-0 Motion carried

Comm. Sandoval asked about information for folks that want to go drug free intervention, he has been asked by about 4 persons wanting to get help.

Samantha stated that they need more direct service for substance abuse, if they go to the SHARP Program they can get referred to resources, the Harm Reduction Center in Alamosa gets them connected.

Connie-HR stated that they will be providing a mandatory training for all staff for workplace violence.
Nick Sarmiento, County Attorney asked Samantha the Child Fatality Review meetings; wondered if they could be held in Conejos County.

Samaatha stated that she could ask but they are doing it with Alamosa.

There being no further business to come before the board; Chrmn. Jarvies declared the meeting adjourned at 11:00 AM.

ATTEST:

NATHAN RUYBAL  MITCHELL JARVIES  
CLERK OF THE BOARD  CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Payroll Meeting held on September 17, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 81129

Call the meeting to order

Chrmn. Jarvis called the meeting to order at 9:00 AM.

Members present:  
Mitchell Jarvis- Chairman  
Steve McCarroll- Vice Chair  
John Sandoval-Vice Chair  
Tressesa Martinez-County Admin.

Also present were Nick Sarmiento-County Attorney, Connie Ricci-HR, and AnnaBelle Gomez Deputy Clerk and Recorder.

Pledge of Allegiance: Chrmn. Jarvis led everyone in the Pledge of Allegiance.

Prayer: Comm. Sandoval gave the opening prayer.

Approval of Agenda

Motion to approve the agenda with the addition of approval of the August 29th, 2018 Special Meeting and the lease purchase agreement for the Sheriff’s vehicles with the Alamosa State Bank: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables

Motion to approve Payroll and Accounts Payables: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of the August 29, 2018 Special Meeting and the Sept. 06, 2018 Regular Meeting: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously
Public Comment: None

DA’s Office

Ashley Fetyko from the DA’s Office was present to request a proposal on their budget.

Comm. Sandoval asked what was it going to be for, the DA’s office was given more money to hire additional staff.

Mr. Fetyko stated that they were unable to fulfill the JAC Grant, funding has not come thru the Colorado Sanctuary which was for jails and federal immigration, sheriff’s certification and parole, as of yet they have not received those funds.

Comm. Sandoval asked what was the total county wide?

Mr. Fetyko mentioned that it was one million 900 last year this year it was $965,000, $899,000 was approved, they had a decrease in grants, they gave them a cost of living increase which they had not received in decades, they had $1000 in deferred compensation, their health insurance is age based which they had a 26% increase, they have been understaffed, if they go based off rural population and felonies they should be at over 2 million; they prosecuted 750 felonies in Conejos and Costilla County.

Comm. Sandoval asked what is their willingness to secure grants.

Mr. Fetyko stated that they are looking for grants, they have hired the DA investigator and lead position last year, they have the JAC Grant and the Vail Grant, they are constantly look for other contributions, they have talked to Senator Crowder, they acknowledge that the counties are strapped right now, talked about the regional sales tax that only some counties passed.

Connie Ricci- HR mentioned that the county tech services has a health pool where the DA’s Office can get quotes for health insurance.

Mr. Fetyko mentioned that they are a small entity of only 18, but they can get a comparable, talked about the break ins, he spend several days riding around and they were able to identify 12, one entered a plea he received 16 years and will start restitution, there were 23 different burglaries; they have seen a decrease in burglaries.
Mr. Petyko talked about the statute and mentioned if they deny that the 6 counties can come together but they have never done that; Saguache and Mineral have been over; the key is to be in the same page; thanked the board for their time.

**Tressesa Martinez - County Admin. - Correspondence**

Tressesa stated that she has received a request from Rodney King for the Spring Fire in the amount of $3,282.12; she will contact Costilla County to see if they will get reimbursed.

Motion to approve the request in the amount of $3,282.12 based upon the discussion with Julie: Comm. Sandoval/Second: Comm. McCarroll

3-0 motion carried unanimously.

**Lease Purchase Agreement/Sheriff’s Vehicle/Alamosa State Bank**

Nick Sarmiento, County Attorney stated that they will need approval on the purchase of three new patrol trucks for the Sheriff’s Office and to enter into a lease purchase agreement.

Motion to approve Resolution C-2018-038 lease purchase agreement with Alamosa State Bank for the purchase of 3 patrol trucks for Sheriff’s Department: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion

Nick will execute the agreement.

**LINDA - LAND USE**

Chrmn. Jarvies opened up the Public Hearing for Asphalt Gravel Products SUP 112 Mining Permit and turned the time over to Linda.

Linda mentioned who was present at the hearing; presented the following:

**CASE:** CCLU 2018-0018

**APPLICANT:** Asphalt Gravel Products, Inc./Southway Construction Company Inc. represented by Katie with Greg Lewicki & Associates.

**BACKGROUND:** An application for a Special Use Review was filed with the Land Use Office on August 03, 2018. The property is zoned rural and is legally described as 640 acres located in Section 9, Twp 36 N, Range 8
East, Conejos County, Colorado. The property is physically located 1 mile south of County RD FF on County Road 9.

**REQUEST:** The applicants are requesting a Special Use Permit for a 112 Mining Permit. They currently have a 112 Mining Permit for 80 acres. In 1978 the Garrett Pit was permitted for 9.8 acres. In 1983 it was converted to a 112 Mining. This amendment will be for a 112 Mining to increase the acreage for all of Section 9.

**ADJACENT ZONING:** North, South, East, and West – Rural.

**APPLICABLE ZONING ORDIANCE:** – Article 4 Zoning, Division 4.2 Zone District Regulations and Article 5 Permits, Division 5.4 Special Use Review.

**PUBLIC NOTICE REQUIREMENTS:** Notice requirements were being met by sending notice to surrounding landowners within 500’; notices to referral agencies; notice was published in the VALLEY COURIER; onsite posting was posted on the property.

**PUBLIC HEARINGS:**

**PLANNING COMMISSION** – The public hearing before the PC was held 9/05/2018. Made a recommendation for approval with a mitigation plan for roads, dust and air issues. Assure that the concerns expressed by Terrace Ditch Company are addressed.

Chrmn. Jarvies asked if all public notices were met.

Linda stated yes.

Linda and Chris presented the photos of the site; mentioned that they don’t make a lot of dust.

Comm. Sandoval asked Chris to point out the location of Ms. Ramona Cisneros’ property.

Chris proceeded to do so.

Mr. Miller stated that about 70% has been mined.

Linda stated that this is of the 112 which has the asphalt plant and also concrete.

Chrmn. Jarvies asked if they just move their equipment.

Mr. Miller said yes.

Katie stated that after talking to the Terrace Ditch Company they agreed that they will no longer be stock piling, they are satisfied if they are 100 ft of any irrigation ditch, they would like them to limit
the mining to 571 acres which will be considered, after talking to Terrace they will no longer be stock piling within 100 feet from any irrigation ditch, mentioned the pit has been active for 40 years, they do not want to have a massive open pit.

Chrmn. Jarvies opened it up for public comment.

There was no public comment.

Linda stated that she has attached the Terrace Irrigation attachments provided, that identifies how far to stay away from the ditch, Terrace delivers water from County RD DD, the lateral delivers water across the south edge of Section 9 and is marked on the enclosed map as Ditch A-1, the revised maps submitted by the applicant properly describe that ditch as the Claunch Lateral owned by Terrace, the lateral is immediately adjacent to proposed mining phases 11-13, that lateral delivers water into Ditch Section A-2 that crosses diagonally through property adjacent to mining phases 10 and 11 as shown on the applicant's revised mining plan, Terrace delivers water from Alamosa Creek Canal, talked about the Conejos County Land Use Code which states that no excavation or stockpiling associated with mining operation shall be permitted within 100 ft of any irrigation ditch. The revised mining plan now recognizes the existence of all of these lateral ditches. Terrace Irrigation Company will continue to operate and maintain those ditches as needed for delivery of water to its shareholders. Terrace has no intention of abandoning those ditches, and requests that they be protected through this permitting process, Ditch Sections A-2 and B-3 from these two different lateral ditch systems merge on the eastern boundary of Proposed Mining Phase 10. From that point, water is delivered through Ditch Section C-1 and C-2 which are farm laterals owned by the Claunch family.

Terrance requests that the permit include the following terms to protect these irrigation sections.

1. Prohibit any mining activity within 100 feet of all the ditch sections.
2. Prohibit any mining in Section 9 south or east of Ditch Section A-2.
3. Prohibit any deposit of overburden, stockpiling of materials, or other mining activities within 100 feet of all of these irrigation ditches, including specifically the proposed topsoil stockpile in the Southeast corner of the property.
4. Prohibit any cutting of ditches or construction of bridges, culverts or other facilities to cross any of the ditches to stockpile topsoil or any other materials, or for any other mining related activities, unless and until the applicant obtains an agreement with Terrace Irrigation Company.

Linda stated that this was submitted by Lyons Gaddis attorneys for Terrace Irrigation.

Linda mentioned that she did receive a letter from Rueben Mast who is an adjoining landowner, he has no objection to the expansion of the mining operation; he is in support of creating more businesses.

Ramona Cisneros/Angela Burch-6649 State Hwy 112, Del Norte, CO 81132

Ms. Cisneros stated that they are against the issuing of a Special Use Permit to amend the Garrett Pit Permit without an additional condition, they are owners of a 40-acre parcel, Southwest of the Garrett property line, the issuing of this Special Use Permit has long lasting implications associated with its operation for roughly 200 years, what safe guards do you have in place to protect the rights of those yet to be born, incremental expansion of 80-acre per phase for a mining operation and require a new Special Use Permit at each phase, would like to address health issues that could come about, they had about 25 homes close to the location now they have about 50 to 100 homes right now, the area should be re-zoned, grass roots grow between 4 and 6 inches long, so a layer of topsoil that’s between 4-6” provides enough room for the roots to grow, not just laws, wheat, oats, barley, etc. this land is only getting reclaimed to 2.5” of topsoil.

Chrmn. Jarvies asked if there was anyone else for or against, for or against, for or against.

There being none Chrmn. Jarvies closed the public hearing and asked for any responses.

Katie stated that 2.5 inches has been approved as a reclaimed area for range land and not agriculture.

Nick Sarmiento asked: what is the rate of production?

Katie stated that is 70,000 tons per year.

Comm. Sandoval stated that it was mentioned about the possibility of re-zoning, the change of zone would not be compatible.
Ramona stated that it doesn’t have the same top soil as the surrounding area.

Chrmn. Jarvis opened it up for deliberation, mentioned that Ms. Cisneros had talked about dust suppression, etc. they could look and come up conditions.

Comm. McCarroll stated that they should look at all aspects before making a decision, there is no way that there could be agricultural there, no crops could grow there; would like to make a wise decision.

Comm. Sandoval would like to table it until next week, they would like to discuss the 40 acres tracts and look at the Land Use Code.

Motion to table the decision until October 4th, 2018, the board will have a work session next week: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Linda—Land Use stated that they will have conditions of approval, will have Bill contact her for information of the next meeting.

**Jimmy and Rhonda Duran—SUP Short Term Overnight Lodging**

Chrmn. Jarvis opened up the public hearing and turned the time over to Linda.

Linda—Land Use presented the following:

**CASE NO:** CCLU 2018-0182  
**APPLICANT:** Jimmy P and Rhonda Duran  
**BACKGROUND:** An application for a Special Use Review was filed with the Land Use Office on 08/10/2018. The property is zoned Rural and is legally described as 35.276 acres (1 acre to be used for SUP) located in a tract of land in the East Half of the Northeast Quarter of Sect. 33, Twp 33 N, Range 8 East Conejos County.

**REQUEST:** The applicant is requesting a Special Use Permit for a short term overnight lodging.

**ADJACENT ZONING:** North, South, East, and West are Rural Zone with agriculture and residential uses.

**APPLICABLE ZONING ORDINANCE:** Article 4 Zoning, Division 4.2 Zone District Regulations and Article 5 Permits, Division 5.4 Special Use Review.

**PUBLIC NOTICE REQUIREMENTS:** Notice requirements will be met by sending notice to surrounding landowners within 500’; notices to referral agencies; notice was published in the VALLEY COURIER; onsite was posted on the property.
Linda mentioned that the landowners might request a second cabin in the near future.

Chrmn. Jarvies asked if public notice was met.

Linda said yes.

Chrmn. Jarvies asked the applicants if they had any comments.

Rhonda said no Linda said it all.

Chrmn. Jarvies opened it up for public comment, asked anyone for or against, for or against, for or against; asked Linda if she had received and letters.

Linda stated she did receive a letter from Devin Boyle; he stated that there is no record of Mr. and Mrs. Duran’s well, the permit was never completed.

Chrmn. Jarvies asked if there was anyone opposed to it.

There was no one in opposition.

Linda stated that she had phone calls from the Duran’s neighbors and they were all very supportive.

Chrmn. Jarvies closed the comment period.

Motion to approve RESOLUTION C-2018-039 -A RESOLUTION FOR A SPECIAL USER PERMIT FOR JIMMY P AND RHONDA DURAN OVERNIGHT LODGING: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Marvin Reynolds - CSU Programs

Mr. Reynolds stated that he is here to visit with the board concerning the work that is done in Conejos County and also talk about the budget.

Mr. Reynolds talked about the nutrition and diabetes classes that were done in Sanford, La Jara, and Antonito, people have experienced weight loss, more energy, etc. and some people were taken off their medication for diabetes, they have been doing some food safety for restaurants and schools, stated the 4H program has been holding strong, they have had projects with livestock, goats, pigs, leather craft and wood working, they have two master gardeners in Conejos County.
Mr. Reynolds stated that he would like to request an increase of $1500.00 in the contribution to the SLV Extension budget in the amount of $16,5000.00; for 2018 the contribution was $15,000.00, included a spreadsheet which shows the budget projection for 2019, mentioned that they have not had any other increase other than Costilla and Mineral County.

Chrmn. Jarvies told Mr. Reynolds that they will look at the budget and do what they can.

**Antonito Seniors Center Discussion**

Trudy Salazar stated that they have a profit and loss from January to September which was pulled from Quick Books which shows the monthly bills which includes insurances and monthly and year's expenses, talked about the number of members, stated that about 10 members attend on a daily basis, they serve about 20 meals per day which includes the homebound, explained the amounts charged if they are non-members; mentioned the South Central Center pays them for the use of the kitchen.

Chrmn. Jarvies stated that they will try to help them because it is budget time.

**Nick Barela-DSS Report**

Nick presented EBT and accounts payables for the month of August.

Motion to approve EBT expenditures in the amount of $276,474.38 and accounts payables in the amount of $21,312.02: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Nick presented the case load as follows:

- Adult Financial- 139
- Colorado Works-49
- Food Stamps-759 (Increased by about 30 due to increase in poverty level)
- Medical Assistance-1705
- Nick stated that he received a letter of intent that outlines the development of a partnership between the Rio Grande National Forest, Southwest Conservation Corps, and Conejos Department of Social Services for an interest in developing a Conejos County Youth Engagement Program for 2019 fiscal year, the program will compensate each individual federal minimum wage for minors for up
to 40 hours per week, average cost for crew is approximately $32,500–$36,000 per session.

- Comm. Sandoval asked how are they going to select, are they going to be TANF eligible.
- Nick stated that they will reach out to the schools; DSS is not going to play a role.
- Comm. Sandoval asked if they can kick in some money from Road and Bridge so they can they get kids that are not TANF eligible because that doesn’t mean that there is not a need.
- Chrmn. Jarvies asked if there is a interview process because if 30 kids apply and they hire only 10.
- Nick stated that they will let them know what kind of screening will be used.
- Medicaid Incentive Signed- Amount that was paid was an average of $550,000 a month-over 6½ million over a year.
- Child Support Handbook-State CSE office has provided counties with a Child Support handbook that provides basic information.
- Computer Systems- Major program areas –Child Care, Child Welfare and Public Assistance are undergoing major changes to the computer applications that we use, this has resulted in a one day outage for CBMS and hiccups for our Child Care and Child Welfare Programs, are in high hopes that the several voices from our county partners will expedite the correction of these programs.
- Connie HR asked if there will be new guide lines in November.
- Nick stated that Medicaid changed in April.
- Comm. Sandoval stated that the Antonito group got their grant; Family Foundations may be contacting him.
- Nick stated that he is doing a follow up with Tom Monaco so he may give us his idea on a student who would like to become an entrepreneur.
- Tressesa County Admn. stated that they met with him to possibly use his program to get a person for their office and the Assessor’s Office.

**Gilbert Garcia- Antonito Senior Citizen Center**

Gilbert stated that he was here to meet with the board to discuss some issues with the Antonito Senior Citizen Center, they have lost their director; the biggest problem they have is paying insurances.

Comm. Sandoval stated that they will look at the profit and loss.

**Rose Vialpando –Follow up on Resolution**

Rose Vialpando-310 N 3rd St, Manassa, Co
Rose stated that back in May Christina Gallegos had presented a resolution that the Democratic Assembly had passed, the first thing was concerning the attendance of the Council of Government meetings, they feel it could be a money maker, the council was using demographics but not getting anything, wanted to know if this could be addressed, also if they can address whatever the council is about.

Comm. Sandoval stated that he used to go to the meetings, every quarter they would send an agenda, they wanted $18,000 so they could be a member but would get a grant for only $6000.00.

Rose said that she can see their point, wanted to know if they do anything else that is good for the commissioners.

Comm. Sandoval stated that the DSL lines and Jade, those are that we correlated with; I go when it is beneficial to the county.

Chrmn. Jarvies stated that not all meeting are beneficial; explained the different board that each commissioner attends.

Rose asked if they have a newsletter to say what they are doing, that would be good for the constituents; wanted to know if they still met with BLM and Forest Service; asked about the response to office hours.

Comm. McCarroll stated that he is here usually every morning from 9-10 or 11.

Chrmn. Jarvies stated that most people know how to get ahold of them, and if it’s something simple then they can take care of them, but if it’s something confidential then that is different.

Comm. Sandoval stated that they could look at being available about three days a week, they met every day from 8 to 9:45 but the Sunshine Law does not allow to make them any decisions, they can also contact Connie Ricci-HR and Tressesa Martinez- County Admm. with any concerns and they will let the board know.

Rose wanted to know if the meetings were postd, if they have the minutes on the website, and the agendas, mentioned that maybe they could post them at the post offices, just to know what they are doing and not doing.

There was a short discussion as to possibly having Mondays, Wednesdays and Fridays like Mineral County has rotating commissioners, have a mailing list so they can have minutes, calendars for special meetings, personal phone numbers, agendas, and minutes on the website.

Comm. McCarroll asked if the minutes are already approved when posted.
Rose said yes.

Tressesa, County Admin. stated that their agendas can change, they post the special meetings at the front entrance and they do a resolution at the beginning of the year showing their regular and payroll meetings.

Rose stated that is a good idea; talked about an open door policy.

Chrmn. Jarvis asked if there are concerns with the county that they feel are not being addressed.

Rose stated that they should be more available so people can talk to them about any questions or concerns they might have and so people can see what they are doing.

Tressesa, County Admin. stated that people call her all the time and passes those messages to the commissioners.

Chrmn. Jarvis stated that they fill concerns daily.

Rose said this is a process, wanted to know if are willing to do that.

Comm. Sandoval stated that’s why they tried it, mentioned the Sunshine Law; said they rotated.

Rose asked if they would be willing to try it again and post it.

Comm. Sandoval asked what are the concerns that they are not taking care of, hoped it is not political, they have gone over and beyond; they do meet with BLM, etc.

Chrmn. Jarvis mentioned that to get the message out it takes money, also to maintain the website, do they hire an IT or burden Tressesa and Connie, they can look at it, the meetings are open to anybody, talked about the budget hearings that they have every year and hardly no one shows up.

Rose said she agrees that she doesn’t like meetings where people are just complaining.

Chrmn. Jarvis stated that she has some good ideas, would it take another trial run, they can post it in the paper that it is not a public meeting.

Comm. Sandoval agreed 100% on posting the agendas.

Rose said this is about serving the community and being able to work together regardless of party.
Comm. Sandoval asked Rose to give Tressesa-County Admn. her phone number.

**Don Martinez- Road and Bridge**

Donnie gave the following report:

1. Been meeting with the supervisors on a regular basis mostly on Mondays.
2. Planning mechanical work—they have been taking care of what has been on the back burner.
3. They will help Alamosa County, would like to keep the paver here, they can borrow it when they need it.
4. Meeting for the supervisors, are having a flag class where they have to test, had a training on work violence which went well.
5. Talked about the equipment which was purchased, they are still looking for a truck for district 3, would like to get a new belly dump.
6. Connie posted the Durango, the price was still low, wanted to know if they should post the Tahoe also.
7. Talked about things being broken and not reported, made a form for equipment loss and theft—so that it’s documented and written down, would like to assign a vehicle to each of the guys so they keep record and take care of it.
8. Talked about Colo 811 which locates the guys when excavating, they have been calling him about a law that was passed concerning Tier II, they charge $1.45 for every notification, we have the option of not transferring to Tier I, if they have 400 locates only 20 are on our right of way.
9. Inspected 3 septic—everything is going well.

Comm. McCarroll stated that there is a truck at the old Schiltz place.

Donnie stated that he found a few in that range but the miles were high, he is looking really hard to find a truck for Iggy.

There being no further business to come before the board; Chrmn. Jarvies declared the meeting adjourned at 11:40 AM.

**ATTEST:**

NATHAN RUQBAL  
CLERK OF THE BOARD

MITCHELL JARVIES  
CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Regular Meeting held on October 04, 2018 at 9:00 AM in the Commissioners Board Room, 6683 County Rd 13, Conejos, CO. 8119

Call the meeting to order

Chrmn. Jarvies called the meeting to order at 9:00 AM.

Members present: Mitchell Jarvies- Chairman  
Steve McCarroll- Vice-Chair  
John Sandoval- Vice-Chair  
Tressesa Martinez-County Admn.

Also present were Nick Sarmiento-County Attorney, Connie Ricci-HR, and AnnaBelle Gomez Deputy Clerk & Recorder.

Pledge of Allegiance: Chrmn. Jarvies led everyone in the Pledge of Allegiance.

Prayer: Chrmn. Jarvies gave the opening prayer.

Approval of Agenda: Motion to approve the agenda as presented: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Minutes
Motion to approve the minutes of the September 17, 2018 Payroll Meeting: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Approval of Payroll and Accounts Payables
Motion to approve payroll and accounts payables: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Public Comment: None

Tressesa-County Admn. Correspondence
Tressesa County Admn. stated that the Board of County Commissioners needs to appoint a committee member to the legislative committee for CCI.

Chrmn. Jarvies stated that it has always been Comm. Sandoval; asked Comm. Sandoval if he would to continue.

Motion to appoint Comm. Sandoval to the legislative committee: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

Comm. Sandoval stated that he might start flying when he attends those meetings; he has never charged for mileage and it would be cheaper.

**Executive Session**

Motion to go into executive session as per 24-6-402 (b)conference with the attorney to discuss litigation with CDPHE and marijuana growers:Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

The Board came out of executive session conference with the attorney at 9:52 AM and no decisions were made.

Nick Sarmiento: It is the opinion of the County Attorney that the discussion had an executive attorney client privilege therefore no record was kept.

**Sangre De Cristo Heritage- Tori- Report on the Heritage and Museum**

Tori gave an update on what is going on at the museum it is as follows:

- 40 total new items donated.
- 548 total number of visitors which were May thru September.
- 34 volunteers- 1110 equivalent to NPS matching funds of $23,310.
- Total amount of cash donations- $389.00.
- Matt Wilson-National Park Service- assessed the interior of the building and museum items prior to opening the museum.
- Mark Holdeman-National Park Service assessed the exterior of the building, parking, and drainage issues-building was flooding from
the two exterior doors, he talked about improvements that could be done to the building.

- Mark does landscaping, they discussed development in the future if the board decide they want that done, also assisting with the trails happening through the Town of Antonito.
- Brittany Hughes-Conservation Legacy is currently intern until November and will assess possible upgrades to exhibits, would like to get grants for the upgrading.
- Amber Hensley- Step Program- served as the museum docent/greeter for the year.
- Held 2 events at the museum- Museum Opening and Haberlein Memorial.
- Had 3 college field trips came to the museum which were CU Boulder, Metro State University, Adams State University.
- 1 research project was conducted out of the museum by Shawn Kelly, Paleo Cultural Research Group.
- Tom Monaco with Colorado Small Business Development Center holds office hours out of the museum once a month.
- Youth Walking leading program which partnerships with Caminos Del Valle, Conejos Clean Water, and Move Mountains Organization in San Luis- about 8 students from each county, had the guided tours in Antonito which started at the museum and ended at the museum.
- Tori thanked the board for the space.
- Chrmn. Jarvies stated that they see people using the museum.

Roberta Madril- Gift of Giving

Roberta stated that she is here requested donations for the program, they collect donations as well as gifts for the needy in Conejos County.

Chrmn. Jarvies asked if she is looking at any specific amount and how soon will they be starting.

Roberta stated that as far as the donations it is up to the board, they have already started shopping, they have certain representatives who do shopping on line; they look for sales on the day after Thanksgiving.

Comm. Sandoval asked how much had they spent last year.
Roberta stated that she wasn’t sure, Suzan Robins kept account of that.

Chrmn. Jarvies stated that they will look at it; they are still looking at budgets.

**Naomi Keys-Abatements**

Naomi presented several abatement for approval, two were for John and Rosalie Sandoval; Comm. Sandoval excused himself due to conflict of interest.

Motion to approve the following abatements: Comm. McCarrroll/Chrmn. Jarvies

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<th>Name</th>
<th>Year</th>
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<td>614301200040</td>
<td>John &amp; Rosalie Sandoval-Stephen and Ronnie Malouff Jr</td>
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2-0 Motion carried.

Motion to approve the following abatements: Comm. Sandoval/Second: Comm. McCarrroll

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<th>Name</th>
<th>Year</th>
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<td>50420</td>
<td>Medward B Romero</td>
<td>2017</td>
<td>2.66</td>
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</tbody>
</table>

Naomi stated she received a report from their CAA advisor, he sent a note that says that they are talking about presenting something for the legislature that says about a regional residential assessment rate instead of a state wide like we have always done; she needs to check what our region entails; if it shows that we should be at 10% then we can’t go up unless we do a vote region wide.

3-0 Motion carried.

**Mack Crowther- Public Trustee’s quarterly Report**
Mack presented the 3rd quarter report; foreclosure are below the average, they are sending the delinquent list to the newspaper tonight, they will be advertising around 180, last year they did about 240.

Motion to approve the Public Trustee’s report as presented: Comm. McCarrol/Second: Comm. Sandoval

3-0 Motion carried unanimously.

**Sheriff Gurule- Sheriff’s Report**

Sheriff Gurule gave the following update:

- Should be getting 2 out of 3 new vehicles that they ordered this week.
- Everything is going smooth.
- Have done a lot of improvements at the jail.
- Has a full staff now.
- Have had about 30 burglaries.
- Have solved about 70 cases-some that were arrested were involved in other burglaries.
- Financial—brought in 231,891.34 compared to last year it was 125,230.00 traffic was up by $18,727; biggest amount was in September which was $6262.00.
- Kiosk—running good.
- Control board should be here by the 15th.
- Have done all the maintenance that had to be done at the jail.
- Have about 30 inmates from Alamosa at $45.00 a day; might not get that many next year, they might be able to get some from Monte Vista, also talked about the possibility of housing from New Mexico, they are always looking for a place to house inmates; asked if he should check into it since now.

Comm. Sandoval stated that he might start checking into it since now.

Comm. Sandoval asked about the close circuit tv.

Tressesa, County Admn. stated that they have capability but it has never been utilized.

Nick Sarmiento mentioned that Alamosa uses the closed circuit tv.

Tressesa, County Admn. stated that they received the invoice for the panels but will not release until the work is complete and to the sheriff’s satisfaction.
Nick Sarmiento mentioned that they have seen a few google maps and have seen either tomato or marijuana plants, could be a criminal matter but also a civil matter because they are violating the Land Use Code, would like to request his assistance in gathering evidence because if they are marijuana growers they would like to fine them per day.

Sheriff Gurule stated that he was made aware of a location where he did find about an acre of about 400 to 500 plants but had already been harvested, wants to see if they are going to do it again.

**Linda—Land Use**

Linda presented the following:

**CASE NO:** CCLU-2018-0148

**REQUEST:** DIVISION OF LAND

**APPLICANT:** Glen and Monica DeHerrera (Property is owned by Glen and his brother Tobias DeHerrera).

**ZONING:** Rural **SURVEY BY:** Russell Surveyors

**BACKGROUND:** An application was filed with the Land Use Office on July 03, 2018 for a Division of Land/Subdivision Exemption. The real property is legally described as:

W1/2 of the NW1/4 Of Section 5, Twp 33 N, Range 9 East, NMPM

The proposed Division of Land (20.34) acres will create the following:

- Tract # 1 containing 5.08 acres more or less
- Tract # 2 containing 15.26 acres more or less

No county road dedication

Purpose of Dividing Land—Dividing the property for financing purposes—bank requirement.

Motion to approve Resolution C-2018-40 Glen and Monica DeHerrera Division of Land: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

**Garret Gravel Pit—Asphalt Gravel Products—Final Decision**
Chrmn. Jarvies opened up the hearing, stated that they will continue where they left off, welcomed everyone for being here and turned the time over to Linda-Land Use Admn.

Linda stated this is case 2018-0180 asphalt gravel products represented by Katie Lewicki and Associates had a public hearing before the Planning Commission on 09-05-2018, had a public hearing with the Board of County Commissioners on Sept 17, 2018 at that time the public hearing was closed and tabled a decision to today October 4th, they did have a work session on September 27th, gave the board a copy of the C2 mining plan showing the entire mining plan as you proposed, they reviewed the standards of approval and Ms. Katie presented some information on behalf of the applicant.

Chrmn. Jarvies asked the board if they had any questions or anything they would like to discuss, mentioned that since the work session they have been looking at different things hoping to make the best decision, the application is for 640 acres which is huge, the size of that does concern him a little, things change over time, I know Mr. Southway is looking for the wellbeing of his family and we will be looking for the wellbeing of the county so he does have a concern with the size of the requested permit, would like to find a balance, the other concern is the review process, how often should it be reviewed.

Linda-Land Use Admn. stated that the applicants proposed an administrative review process every 40 acres which is good, the review is good but puts a lot of weight on the Land Use Administrator at that time, we do have the authority to say no it needs a different process, they will be reviewing all case information on an annual basis anyway, which includes mining data and numbers, what they have mined out every years has to be turned in to the county assessor which she feels comfortable with that, her biggest concern is the emissions in the plant itself her concern is the impacts on the roads and the dust issues that are on County Rd FF.

Chrmn. Jarvies stated that goes to the size of the permit, where do you make those changes, Mr. Southway is very easy to get along with but what happens if it ever changes ownership.

Comm. Sandoval stated that he knows how they are regulated, this pit has been here about 40 years and will be here for awhile, he feels they should be consistent on how they treat everybody, one of the issues that they have had is that he would like to have the county know when there is anything other than extraction for example the batch plant similar to the Gallegos Pit they did not get a blanket
permit, does that person have to come in everytime they are going to do that, if it falls into a certain parameter they have to come in and get a Special Use Permit.

Linda said that on the Robins the pit is separate, the asphalt and concrete plant is a separate permit that they obtained, Gallegos is done when people apply, when they are actually going to have that done; Robins is done all the time.

Comm. Sandoval stated that his biggest concern is Rd D.5 when they approved the pit at Broyles Bridge there was some discussion whether or not as far as maintenance of the road, filling in the potholes, he believes watering was subjective or can be, at Broyles Bridge it seems that it is a county thing, I have no problem doing 100-150 acres or 40 acre tracts, do 40 then 40 more, it should be a requirement on the dust suppression, when you are just taking gravel that is periodically when you have a hot plant or cement plant you have more traffic going in there therefore you have more impacts on the road, right now I think it is voluntary.

Katie from Lewicki & Associates stated it is voluntary, they have assessed other options.

Comm. Sandoval stated that he doesn’t have as much of a problem when it’s just gravel but with the hot plant you have more traffic going in on a shorter period of time because you are limited on x amount of days.

Linda asked Mr. Sandoval if he is saying the asphalt and concrete activities would not be approved unless they came in.

Comm. Sandoval stated he would not have a problem with the temporary activities but when those temporary activities are happening then the dust suppression and mitigation is mandatory.

Katie-Lewicki and Assoc. stated they could come up with 10 trucks a day and they would be wetting the roads.

Comm. Mc Carroll stated they need to realize there are three other pits there and if they are all working at the same time the impact on that road would be terrible, I believe they have all worked well together.

Comm. Sandoval asked Linda to remind him of the others.
Linda stated that the Alamosa is 80 acres and just got approved for another 80, theirs was dust suppression with 10 or more trucks per day, Absmeir is 90 acres with nothing in place in that one.

Linda stated that Alamosa is just mining they may crush occasionally.

Mr. Southway stated that they have sold their equipment to be able to produce asphalt.

Katie-Lewicki & Assoc. stated that on a succession operator if someone else were to come in and take over the pit we can put in a condition if that were to happen another review process would be necessary; that’s when you could talk to the new operator.

Comm. Sandoval stated that in reference to the Broyles Bridge where the road was torn up and when they made reference to the resolution it didn’t say anything, the board was responsible, if they can take care of those issues now in the future it will be a smoother sailing, they can do it incrementally.

Katie from Lewicki & Assoc. asked if they are happy with the 40 acres and check reviews and can add more than 10 trucks a day.

Mr. Southway stated that the 40 represents the permitted time when permits became mandatory and that happened when the pit existed I don’t know how many years before that, there is potential of increase production, we are not only looking out for our family but also to supply the population in general.

Katie-Lewicki & Assoc stated that they do get a report very year, that would be a moment to flat or re-assess.

Comm. McCarroll stated that the question is what do we want to do on acreage first and then the conditions.

Nick Sarmiento stated that they heard the commissioners concern capping the acreage; asked if they had any response to that.

Ms. Southway stated that it is necessary where it’s done it is a redundant review process with the state I will assure you that they are more strict with their reviews and I don’t mean that in a bad way but we live with that every day.

Comm. Sandoval stated that the last three they did some sort of reduction as to what they were asking for they did one for a 20 acres.
Chrmn. Jarvies asked if they could do 40 acres with an administrative review and then with 120 would they do a special review.

Nick Sarmiento stated that once you give a special use review and there are no conditions attached to it then essentially you have granted them a property right, a property right can be conveyed to anyone and in terms of that pit they can continue conveying it; you as business need to have assurances that you can rely on and that is what you want to do on 640 acres you can sell that property right anyone can come in and use it, there seems to be some hesitancy from the board on the full 640 acres.

Katie- Lewicki and Associates asked if they could do permit the full 640 acres with an administrative review and then every 120 acres or so a special use review.

Nick Sarmiento stated that it seems that is what they are willing to do but it is going to be a very robust review and there is going to have to be some teeth in there that way when the perspective buyer down the road they will be aware that there are high restrictions on this special use permit, every 120 acres or whatever they decide it’s going to be a meaningful special use review and not just a rubber stamp and we can change certain conditions it will be subject to some conditions.

Comm. McCarroll stated that they don’t want to obligate a commissioner that comes in after him; they need to have some conditions.

Nick Sarmiento stated they can come up with terms of agreement if they authorize him to meet with the applicants and present those terms to the public for another review; but they are talking about a very extensive document with certain conditions subject to negotiation and if you can give us some parameters.

Comm. Sandoval mentioned that would give them and the surrounding landowner’s ample time.

Mr. Southway stated that they are asking to review similar to the one they have now, the process is to basically acquire the permit.

Nick Sarmiento-County Attorney said no what you are asking is for the approval of the 160 acres and I think that is what the commissioners are agreeing to; but what the commissioners also want is that at some point this special use permit to be reviewable upon opening up 160 acres and at that point we have to discuss how that’s going to look
because we are binding future commissioners, with this special use permit they are going to say what power did this board give us to review this special use permit, that's where we have to be very clear as to what is it that you have, there can be a denial, if we grant you the 640 now what is it going to look at the 160 acres, it may not be Mr. Southway it may be someone else, at that point there is going to be another county attorney as well and they are going to fight over it, that is what they are trying to avoid we want expectations to be upheld, he is asking the board to give him a little bit of guidelines so he can negotiate with him.

Chrmn. Jarvies stated that they can allow Nick to sit with Mr. Southway.

Comm. Sandoval stated that they want to treat everyone the same.

Nick Sarmiento stated that they need to look at how the special use looks at the 160, if the commissioners decide to approve the 160 acres at that point you can come back in and apply again and technically that is your right that is not what they are talking about, that’s what they are giving up by granting you the 640 they have the ability to fully deny your permit.

Chrmn. Jarvies asked Mr. Southway if he would rather have them approve a smaller amount and then come back or let someone come back or would you rather have the 640 and navigate through it.

Mr. Southway said he does not want to be unreasonable they want to be neighborly together for a long term.

Comm. McCarroll stated that Rocky has always been very fair, plus they employ quite a few people so they need to work together.

Nick Sarmiento stated that they need to ask the applicants if they agree to the proposition of allowing him to meet with the applicants and work this a little bit longer and allow them the parameters to try and figure this out or if they want a yes or no vote today.

Comm. Sandoval asked Ramona Cisneros if she is good with this.

Ramona stated yes she is concerned with future generations and that people work the issues; this is fantastic.
Motion to allow Mr. Sarmiento to meet with Mr. Southway and work out the details of how the special use review would look at after 160 acres: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried.

Katie from Lewicki and Assoc. asked if they were happy with the 40 acre and review process.

Linda-Land Use Admin. stated she really likes that.

Comm. Sandoval stated that they will add something about maintenance or impact to the road or any mitigation of damages and dust suppression.

The board decided to make a final decision on November 15th, 2018.

**Rodney King-EMS Report**

Rodney presented the September report as follows:

- LEPC Conference at Beaver Run-Breckenridge, CO.
- Platoro Functional Exercise-Everbridge Call (did pre-evacuation)
- Red Bear (HORCA) Platoro, Stunner Pass, Jasper for Prep Drill
- Platoro Dam Functional Exercise-CC EOC, Horca,Platoro (went through the whole process Stage II ordered a complete evacuation)
- SLV HCC Steering Committee Meeting- have a problem with communication, talked about functional needs such as the elderly that cannot evacuate well, some might have medical issues pregnant women aren’t quick to move around, etc. they have to make plans for all of those) need to do progress on that; also talked about the HIPPA law they can’t find out who is on Home Health, etc. those cannot be shared with him, they are working with the Health Coalition, the maps don’t show the names of those individuals.
- TLO (Terrorism Liaison Officer) Class in Alamosa-
- ESF-5 meeting at SLV EOC, All Haz Meeting
- To Moffat Schools-Safety Committee Meeting
- Talked about the website in Larimer would like to do something similar to their website.
- Samantha stated that they have been looking at the mapping.
Comm. Sandoval stated that all valley commissioners they commented on the good job he did at the fire in Costilla; appreciates that and is thankful for his help.

Rodney stated that was a great learning experience.

**Samantha- Public Health/Board of Health Report**

Samantha presented the following report:

A. **Administration and Governance**

- Personnel- no change, hired a PCP aid.
- Facilities- got the generator installed.
- Got a panic button installed- some staff are scared about security in their building, would like to enhance security since they are wide open. (Tressesa County Admn. stated that Nick from DSS has glass that he would like to donate, they could probably use those).
- Working on getting the conference room updated.
- Finance- working with Tressesa on budgets, seeing some improvements on grants revenue for Nursing, decreasing in some expenditures, new time sheets/percent allocation method, claims every program.

B. Assessment Planning and Communication

- Community Engagement - See BOH Report

C. Communicable Disease Prevention-Investigation and Control

- 3 dog bites
- Regional Epidemiologist Resignation
- Immunizations- see BOH Report

D. Emergency Preparedness and Response

- Continuing SOW
- Colorado Volunteer Mobilizer Project
- State Meeting in November

E. Environmental Health

- Completed site visit to hunting camp
- Determined that they fall into category that require RFE
- Temp event license through hunting season
• Non Compliance letter, EH working with agency to review plan to become RFE compliant

F. Prevention and Population Health

• Tobacco Grant-Vaping and Juul presentations at school districts
• Fun with 911-pig display
• SOW requires community tobacco assessment
• Office of Behavioral Health Grant- Meeting Oct 10th, facilitator for strategic planning, working with schools to see if we can combine efforts to meet requirements on both of our sides, approached about two more projects.
• CDOT Grant- prefunding fiscal site visit completed on 9/18, pending requirements due by the end of October.
• Procurement policy.
• Child Fatality-Supplemental funding for CDOT YAPP program to pay youth stipends.
• Required Conejos Review on October 16th.
• Baby and Me Tobacco Free

G. Vital Records and Statistics

• Most small counties use other entities for this service, with public health to be notified/monitor for any significantly abnormal trends.
• Was able to locate copy of Current MOU with Alamosa.

H. Options for Long Term Care Program

• Conflict Free Case Management- No major changes in the budget- must return any unused funds this fiscal year.
• Need final decision by board to proceed in planning, final plan due by Feb 1st.

I. Personal Care Provider Program -PCP Aid position, anticipating re-opening to referrals end of the month.

• Budget- Review all current employee rate; years worked etc.
• Pay scale proposal taking into consideration minimum wage increase over next two years.

J. Commodity Supplemental Food Program

• TEFAP agreement renewal- Action Item
Motion to approve the TEFAP agreement renewal: Comm. McCarroll/Second: Comm. Sandoval

3-0 Motion carried unanimously.

**Board of Health Report**

A. County health data- see handouts (Communicable diseases, injuries-accidents - Thanked Chrm. Jarvies for attending.

B. Summary of Community Engagement—has to do a 5 year improvement plan (Talked about family instability).

C. Immunization Clinic- Vax Care Finalized—talked about what insurance they can accept right now for private vaccines.

D. General is installed.

E. Alarm is being installed; they can reach her if they need to.

F. Have a portable cooler to do outreach clinics. (Comm. Sandoval asked Samantha to have the Mike or Ricky check the generator to make sure that it doesn’t go out. Samantha stated the generator runs the fridge for the vaccines and two other outlets.

G. Flu Vaccine Outreach—Will be doing county departments onsite visits, schools, Myth buster for county employees, doing private groups, does not want to open it up to the community.

H. State/VFC vaccine provider, will be using the Kiosk to scan insurance cards.

I. Addressing Health Disparities—recommendations consist of both increasing community demand and community access to vaccines.

J. Conejos County Public Health’s Plan—Demand: Community education with eventual Ciis recalls, Access: Private and VFC provider with extended clinic hour, would like to propose extended clinic hours such as evenings from 3 to 6 two days a week but she would have to balance her department’s hours, when she does 3 to 6 it would be her and her receptionist; she would like to propose longer days, possibly half days on Fridays or no days on Fridays; wanted to know what the board’s thoughts were, this does not affect the PCP Department because someone is always on call to answer to those clients; feels closing on Fridays would be best and have it ongoing to see how it goes; commodities is closed on Fridays.

Chrmn. Jarvies stated that they would like to see results.

The Board agreed to the hours and days Samantha requested.

Samantha stated that she will make it effective November so that she may notify staff and post it on their marquee sign.
Connie –HR suggested posting it on their Facebook page.
Comm. Sandoval suggested posting it on the Conejos County.Org webpage.

There being no further business to come before the Board; Chrmn. Jarvies declared the meeting adjourned at 11:45 AM.

ATTEST:       ATTEST:
NATHAN RUYBAK          MITCHELL JARVIES
CLERK OF THE BOARD      CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioner’s Payroll Meeting held on October 15, 2018 in the Commissioners Board Room, 6683 County Rd 13, Conejos, Co 81129

Call the meeting to order:

Chrmn. Jarvis called the meeting to order at 9:00 AM.

**Roll Call:**

Mitchell Jarvis- Chrmn.-Present
Steve McCarroll-Vice Chair-Present
John Sandoval-Vice Chair-Absent
Tressesa Martinez- County Admn.-Absent

Also present were: Nick Sarmiento-County Attorney, Connie Ricci-HR, and AnnaBelle Gomez-Deputy Clerk.

**Pledge of Allegiance:** Chrmn. Jarvis led everyone in the Pledge of Allegiance.

**Prayer:** Comm. McCarroll gave the opening prayer.

**Approval of Agenda**

Motion to approve the agenda as presented: Comm. McCarroll/Second: Chrmn. Jarvis

2-0 Motion carried.

**Approval of Minutes**

Motion to approve the minutes of the October 04, 2018 Regular Meeting: Comm. McCarroll/Second: Chrmn. Jarvis

2-0 Motion carried.

**Approval of Payroll**

Motion to approve payroll and accounts payables: Comm. McCarroll/Second: Chrmn. Jarvis

2-0 Motion carried.

**Administration-Preliminary Budget**
Chrmn. Jarvies stated that Tressesa-County Admn. is absent; mentioned that they have gone through the preliminary budget and there will be changes that have to be made; they have reviewed everything and they did meet with the elected officials and department heads and have gone through their requests, it will just be entered on record to let people know that it is available.

**Nick Sarmiento-County Attorney**

Nick stated that they can discuss the letter from Ben Givens which they received on October 04th, 2018 that will be discussed in executive session.

Nick mentioned that concerning the procurement policy they can adopt the policy for DSS because they will need to come up with a bigger procurement policy, this will get them where they need to be, he will probably ask for an emergency meeting at the end of the month; they need to contract a lot more entities; they need to be sure that they all know how to follow the procurement policy.

Nick Sarmiento asked Nick Barela-DSS Director how the policy has worked for them.

Nick stated that once you get in a pattern of doing it and you follow the process it becomes natural.

Nick stated that they will adopt that and all they have to do is change the language, it will be an interim procurement policy, he has been looking at other policies from different counties but they have purchasing departments and we don’t have that, we have to make sure that we are doing our bids and that they are meeting certain parameters, Donnie and Tressesa do a lot of purchasing; they are going to ask the sheriff to be part of this policy; it does add an administrative burden.

Nick-DSS stated that there will be a bit of cost because you have to advertise.

Connie- HR stated that it usually runs anywhere from 150-240 to advertise job openings; they had negotiated a deal with the Valley Courier for $500.00 a month, they could run a perpetual ad, that might be a cost savings because they are running a couple of ads a month but that is for job openings she doesn’t know if they could do that with the procurement policy.
Chrmn. Jarvies asked if they could post it on the website; they can look at that option.

**Nick Barela-DSS Report**

Nick presented the EBT and accounts payables for approval.

Motion to approve EBT expenditures in the amount of $266,854.64 and accounts payables for $11,229.59: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

Case Load Report:
- Adult Financial-140 cases
- Colorado Works-53 cases
- Food Assistance-761 cases
- Medical Assistance-1,666 cases

Chrmn. Jarvies asked Nick when the new income threshold comes in.

Nick stated that it came into effect in June, it was 726 then it went up to 761, it did impact them but what they are seeing is that we are having a larger population of people that are eligible for 0 benefits because it still looks at the net income; so they are still eligible for food assistance but are getting zero payment on it and the benefit to those clients is they become eligible for programs such as the free and reduced school lunches in addition to WIC; there is an impact on their department because they still get those incoming applications for re-certification, etc.

Chrmn. Jarvies wanted to know if the schools were aware of those that program.

Nick stated that they should be aware because they contact them on the SNAP Program.

Nick stated that they did get the approval for the CORE Service program allocating budget in the amount of $269,000 which is broken up into the different programs such as substance abuse, and mentoring program, etc.

Nick also mentioned that they have the contract for Janet James for accounting services in the amount of $3000.00 which is used to help their accountant.
Nick stated that he did write a letter of support to La Puente, they are applying for a two generation grant which is comprised of Trinidad and Adams State, the Work Force Center, the two entities Social Services, Saguache and Costilla County, they are going to fold in Rio Grande and Conejos so they asked for a letter of support; but they did write that grant.

Nick stated that they will be hiring a part time employee through the Colorado Works through the STEP program; she will be splitting the time between them and the administration office, she will be working 20 hours a week with a focus of building her job skills on clerical, she will be helping Annette up front, they plan on going that for 2 months and then re-assess her.

**Donnie- Road and Bridge Report**

Nick Sarmiento commented on the procurement policy; talked about anything under 5000.00 will have to obtain a single quote, there are different thresholds for Road and Bridge, this is so they don’t create conflict of interest, on line auctions is a one on one so they are not conflicting, suggest Donnie check the blue book value before you purchase it on line.

Chrmn. Jarvies stated that they did allow Donnie to spend up to a certain amount of money.

Nick Sarmiento stated that the authority to spend is good, the process is that you can’t purchase it from your brother, etc. but we do have to shop around.

Donnie stated that it seems that the best deals have been from individuals rather than dealerships, how do we prove that we did our diligence to save the tax payer money or to be fair on the purchasing.

Nick stated that what he wants to add is a comparable review and then you print that off, that shows that you shopped around and that it’s within the ball park amount and that it’s a good deal.

Donnie asked if he should go back and get comparables.

Nick said no because anything under $5000.00 aren’t subject to any quotes, there was a short discussion on parts because there are times
that you don’t have a choice of purchasing anywhere else and some of those are going to be over $5000.00.

Donnie wanted to know if it is brand specific do they just note it.

Nick stated that in the DSS Policy when there is only one vendor in the county or only one person that provides the service they have to note that there is no competition.

Donnie mentioned that timeline comes into play; there are times that it will take up to three weeks before they get the part in and if they order from someone else they can have it in 5 days.

Donnie gave the following update:

- Paving project went well, finished the road in Ortiz.
- Did the flagging test (The guys should step up and say they need gear or a sign so they don’t get in a bad spot).
- Second paving project went well, they had Tim there had some help from Alamosa as far as hauling they need to make sure there is a good plan.
- Talked about the project in Manassa, there was a tree on the way, when they are checking roads they should look at everything; has talked to supervisors about that; they need to do shoulder work before laying pavement, lost a track in the Manassa project it could have been an operator error or stuff stuck in the wheel; suggested all the guys learn to operate the equipment, they should cross train.
- Talked about the diesel spill that they had, state patrol pulled up and wanted to call hazmat in, called Alamosa and they helped them clean up, haven’t received a bill but probably will eventually.
- Will talk about the letter concerning the bridge later.
- Looked at a grant for Veteran’s Boulevard, they are out of water now, the irrigation water is gone wasn’t sure if they would want to install the culverts before it freezes or wait for the grant.
- On the shooting range they were approved for a grant, he ordered targets, they sent a portion and the remainder were supposed to be sent as soon as possible, they have changed their number, he has sent e-mails and has had no response, may have lost about $2000.00, he is hoping that they have not filed bankrupt; he asked Cheryl to check the credit card; they are still on the website; ordered another plate rack for the shooting range.
• Still looking for a truck for Iggy found one in Burlington but Mike didn’t want to take a chance on something that they have to put some work on.
• Used the backhoe for the spill but it just doesn’t work; feels that they should get a bobcat; something they can look at in the future.
• Will meet with the supervisors in the morning, are going to hold on to the lay down machine, took all of Alamosa’s equipment back, would like to clean up the lay down machine; grease it and make sure how they left it in case someone else wants to use it; wants to do the same with the rollers would like to take care of it before they put it away.

Comm. McCarroll stated that they need to look at a Bobcat skid-steer; they come in so handy.

Executive Session

Motion to go into executive session as per 24-6-402 (b) conference with the attorney: Comm. McCarroll/Second: Chrmn. Jarvies

2-0 Motion carried.

The board came out of executive session at 10:16 AM conference with the attorney and no decisions were made.

Nick Sarmiento-County Attorney: It is the opinion of the county attorney that the discussion had an executive attorney-client privilege therefore no record was kept.

Chrmn. Jarvies stated that they received a letter from Benjamin Gibbons concerning the bridge; they have asked Nick to let them know that they are looking into the issue and they will see what they can figure out and move forward from there; the Board and Nick will go look at it on Friday at 8:30 AM.

Nick Sarmiento stated that they might consider forming a special district.

Donnie- Road and Bridge

Donnie stated that Linda brought up the road East of Manassa on County RD 2; Patrick Sheridan is looking at getting together with property owners, they maintain it once in a while; if they put it on their inventory they might get a little bit of money for it; but does not know what their expectations might be.

Chrmn. Jarvies stated that they did go when there was a lot of snow.
Donnie mentioned that he and Tressesa went to a CDOT meeting with the state concerning Faster Funds; they received a letter where they questioned County Rd 13; they do show that there is funding available if we qualify, they want a traffic study and engineering but we are taking the chance of not qualifying, mentioned that there are a lot of concrete trucks that go through that road trying to bypass the DOT check points.

Chrmn. Jarvies stated they might have to close it to heavy vehicles.

There being no further business to come before the board Chrmn. Jarvies declared the meeting adjourned at 10:23 AM.

ATTEST:  Nathan Ruybal  Mitchell Jarvies
CLERK OF THE BOARD  CHRMN. BD OF COUNTY COMM.
Minutes of the Board of County Commissioners Special Meeting Held on October 25, 2018 at 9:00 AM in the Commissioners Board Room; 6683 County Rd 13; Conejos, CO. 81129

Call the meeting to order:

Chrmn. Jarvis called the meeting to order at 9:00 AM.

Roll Call

Mitchell Jarvis- Chrmn. Present
Steve McCarroll- Vice-Chair- Present
John Sandoval-Vice-Chair-Present
Tressesa Martinez-County Admin.- Absent

Also present were Nick Sarmiento, County Attorney and AnnaBelle Gomez Deputy Clerk & Recorder.

Pledge of Allegiance: Chrmn. Jarvis led everyone in the pledge of allegiance.

Prayer: Comm. Sandoval gave the opening prayer.

Approval of Agenda

Motion to approve the agenda: Comm. McCarroll/Second: Comm. Sandoval

3-0 motion carried unanimously.

Administrators Correspondence

Chrmn. Jarvis presented the following items for approval:
Forest Service De-Obligation and Closeout
Schedule A Agreement
Letter of Thanks SDCNHA
Letter of Support-SLV Enterprise Zone
RE: Salazar Rio Grande del Norte Center

Motion to approve the Forest Service De-Obligation and Closeout as presented: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Motion to approve the finalization of North Conejos School GOCO Grant: Comm. McCarroll/Second: Comm. Sandoval
3-0 Motion carried unanimously.

Motion to approve the Schedule A Agreement: Comm. Sandoval/Second: Comm. McCarroll
3-0 Motion carried unanimously.

Motion to approve the Letter of Thanks to the Sangre De Cristo National Heritage Area: Comm. Sandoval/Second: Comm. McCarroll
3-0 Motion carried unanimously.

Chrmn. Jarvies stated that they will write a letter why we would like to keep it.

Motion to approve the letter of support for the SLV Enterprise Zone to Mr. Wilkins: Comm. Sandoval/Second: Comm. McCarroll
3-0 motion carried unanimously.

Motion to approve a letter of support to the Rio Grande del Norte Center: Comm. Sandoval/Second Comm. McCarroll
3-0 motion carried unanimously.

**County Attorney**

Nick Sarmiento-County Attorney presented the Procurement Policy Approval for Conejos County Nursing Service and Department of Public Health as follows:

Nick stated that no quotes on anything 0-$5000, requires quotes on $5000, competitive quotes on $5,000 to $25,000, that's the limit on her decision making authority, anything above $25,000 she has to bring to the board of county commissioners, anything above $25,000 it is up to her discretion as long as it is budgeted.

The Conejos County Board of County Commissioners does resolve as follows:

WHEREAS, The BOCC recognizes that establishment a procurement policy will further the public's confidence that public funds are spend prudently, on its behalf; and not for the personal benefit of the County employees, officials, or their friends.
WHEREAS, The deliberate elements of actual or perceived conflict of interest, fraud and abuse can be destructive to the public trust.

WHEREAS, the policies incorporated in the "Conejos County Public Health and Nursing Services Procurement Policy."

Provides a procurement program encompassing nationally approved principles and practices;

Promotes and encourages ethical management and efficiency in the Department’s procurement procedures.

Establishes consistent procurement procedures with the department.

Bolsters public confidence in public procurement procedures.

Ensures the fair and equitable treatment of all persons dealing with the Department’s procurement system.

Fosters effective broad-based competition within the free enterprise system.

Provides increased economy in the Department’s procurement activities.

Ensures that expenditure of public funds (including Federal and State Funds) complies with the terms and conditions of the funding source.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners, does hereby adopt the "Conejos County Public Health and Nursing Services Procurement Policy".

Motion to approve RESOLUTION C-2018-041 ADOPTING A PROCUREMENT POLICY FOR THE CONEJOS COUNTY PUBLIC HEALTH AND NURSING SERVICES: Comm. Sandoval/Second: Comm. McCarroll

3-0 Motion carried unanimously.

Executive Session

Motion to go into executive session as per 24-6-402 (f) conference with the attorney: Comm. Sandoval/Second: Comm. McCarroll

3-0 motion carried unanimously.
The board came out of executive session at 9:21 AM and no decisions were made.

Nick Sarmiento: It is the opinion of the county attorney that the discussion had an executive attorney/client privilege therefore no record was kept.

There being no further business to come before the board, Chrmn. Jarviss declared the meeting adjourned.

ATTEST:  
NATHAN RUYBAL  
CLERK AND RECORDER  

MITCHELL JARVIES  
CHRMN. BD OF COUNTY COMM.